

Columbus City Bulletin



Bulletin 28
July 13, 2002



Proceedings of City Council

Vol. LXXXVII

Saturday, July 13, 2002

NO. 28

PROCEEDINGS OF CITY COUNCIL REGULAR MEETING NO.31 MONDAY, JULY 8, 2002 AT 5:00 P.M.

Council met in regular session with President Matthew D. Habash in the chair. The roll being called, the following members were present: Kevin L. Boyce, Jennette B. Bradley, President Pro Tem Michael C. Mentel, Maryellen O'Shaughnessy, Richard W. Sensenbrenner, Charleta B. Tavares and President Matthew D. Habash.

There being a quorum present, Council adopted a motion to dispense with reading of the minutes of the previous session and to accept the journal as recorded.

APPOINTMENTS:

The following were hereby appointed to serve on the Columbus Downtown Development Corporation: E. Linn Draper, Douglas F. Kridler, and Marnette Perry terms expiring December 31, 2004; W. G. Jurgensen, Alex Shumate, Leslie H. Wexner and John F. Wolfe terms expiring December 31, 2005.

The following was hereby reappointed to serve on the Historic Resources Commission: Thomas M. Wolf term expiring May 31, 2005.

THE CITY BULLETIN Official Publication of the City of Columbus

Published weekly under authority of the City Charter and direction of the City Clerk. The Office of Publication is the City Clerk's Office, 90 W. Broad Street, Columbus, Ohio 43215. The City Bulletin contains the official report of the proceedings of council. The Bulletin also contains all ordinances and resolutions acted upon by council, civil service notices and announcements of examinations, advertisements for bids and requests for professional services, and details pertaining to official actions of all city departments.

Subscriptions by mail, \$164.00 a Year in advance.

THE FOLLOWING COMMUNICATIONS WERE RECEIVED IN THE CITY CLERK'S OFFICE AS OF MONDAY, JULY 8, 2002:

New Type: D2

To: Ricardos Restaurant Inc
Golf Course Club House Storage Bldg
6005 Alkire Rd & Patios
Columbus, Ohio 43119

New Type: D1

To: Darz Partners LLC
DBA Darz Café
111 W. Nationwide Blvd
Columbus, Ohio 43215

New Type: D3

To: La Hacienda Real Inc
DBA La Hacienda Rio
4865 Sinclair Rd
Columbus, Ohio 43229

Transfer Type: D1

To: La Hacienda Real Inc
DBA La Hacienda Rio
4865 Sinclair Rd
Columbus, Ohio 43229
From: 2542 Inc
2542 W. Broad St Rear & Bsmt Only
Columbus, Ohio 43204

Transfer Type: C1, C2, D6

To: N 20th Deli Inc
DBA Stewards Foodmart & Deli
334 N 20th St
Columbus, Ohio 43203
From: Melvin Steward
DBA Stewards Foodmart & Deli
334 N 20th St
Columbus, Ohio 43203

(07.13.02)

ORDINANCES

ORD. NO. 0885-02

To rezone 943 MULBERRY DRIVE (43235), being 214.64± acres located at the terminus of Mulberry Drive 920± feet west of State Route 315, From: R, Rural District. To: RR, Rural Residential District.

WHEREAS, application #Z02-001 is on file with the Building Services Division of the Department of Development requesting rezoning of 214.64± acres from R, Rural District, to RR, Rural Residential District; and

WHEREAS, the Development Commission recommends Approval of said zoning change; and

WHEREAS, the City Departments recommend Approval of said zoning change because the applicant requests the RR, Rural Residential District for single-family residential development. The RR, Rural Residential District requires a minimum 10,000 square foot lot, which is compatible and consistent with the surrounding single-family dwellings and comparable to the site's zoning prior to annexation from Perry Township, now, therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Zoning Map attached to Ordinance No. 1620-77, passed September 19, 1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

943 MULBERRY DRIVE (43235), being 214.64± acres located at the terminus of Mulberry Drive, 920± feet west of State Route 315, and being more particularly described as follows:

PARCEL ONE: Situated in the State of Ohio, in the County of Franklin in the Township of Perry;

Situate in the Township of Perry and being Lots Numbers Twenty-two (22) and Twenty-three (23) of Tuller's Survey of Section (or Quarter Township) One (1), Township Two (2), Range Nineteen (19), United States Military Lands, described as follows, to wit:

Commencing at the Northeast corner of said Lot No. 23, which corner is on the dividing line between the Counties of Delaware and Franklin and at the Northern extremity of the dividing line between the Township of Perry and Sharon in said Franklin County, which last mentioned line is also the dividing line between Range 18 and Range 19 of the United States Military Lands, thence West with the dividing line between said counties, 4498.56' to the northwest corner of said Lot. 23; thence South, 2178' to the southwest corner of said Lot No. 22, thence East, with the dividing line of Lots No. 21 and 22, 4498.56' to the East line of section and township; thence North, with the section line, 2178' passing the northwest corner of said Lot No.22 to the place of beginning, containing Two Hundred and Twenty-five (225) acres more or less.

Excepting therefrom the following described premises:

Exception Tract 1: Situated in Lot Number Twenty Two (22), Tuller's Survey of Quarter Township 1, Township 2 North, Range 19 West, United States Military Lands, in the Township of Perry, County of Franklin, State of Ohio, and being a portion of Parcel No. 1 as conveyed to Cornelia Trumbull Hadden by deed in Deed Book 1555, page 113, Recorder's Office, Franklin County, Ohio and bounded and described as follows:

Beginning at an iron pin at the northwest corner of said Lot No. 22 and at the northeast corner of Lot Number Fourteen (14) Worthington Hills North, of record in Plat Book 40, pages 36 and 37, Recorder's Office, Franklin County, Ohio, said iron pin being the west line of said Parcel No. 1;

Thence S 88 degrees 12' 25" E along a portion of the north line of said Lot No.22 a distance of 1,995.15 feet to a point;

Thence S 0 degrees 53' 33" W a distance of 752.93 feet to a point;

Thence S 87 degrees 52' 47" E parallel with the south line of said Lot No.22 a distance of 883.82 feet to a point;

Thence S 2 degrees 07' 13" W perpendicular to the south line of said Lot No.22 a distance of 360.00 feet to a point in the south line of said Lot No.22 in the south line of said Parcel No.1 and in the north line of Worthington Hills No.4 of record in Plat Book 36, pages 80 and 81. Recorder's Office, Franklin County, Ohio.

Thence N 87 degrees 52' 47" W along a portion of the south line of said Lot No.22, along a portion of the south line of said Parcel No.1, along a portion of the north line of said Worthington Hills No.4, along a portion of the north line of Worthington Hills No.3, of record in Plat Book 36, pages 78 and 79. Recorder's Office, Franklin County, Ohio, and along a portion of the north line of Resubdivision of Lots 389 through 401, both numbers, inclusive, Worthington Hills No.3, of record in Plat Book 35, page 102. Recorder's Office, Franklin County, Ohio, a distance of 2,896.29 feet to a point at the southwest corner of said Lot No.22, at the southwest corner of said Parcel No.1 and at the southeast corner of said Worthington Hills North;

Thence N 2 degrees 11' 01" E along the west line of said Lot No.22, along a portion of the west line of said Parcel No.1 and along an east line of said Worthington Hills North a distance of 1,101.36 feet to the place of beginning.

Containing 58.297 acres of land more or less and being subject to all easements and restrictions of record, and being the same premises conveyed to Hickory Bluff Farms, Inc. by deed of record at Deed Book 3269, page 199, Recorder's Office, Franklin County, Ohio.

Exception Tract 2: Situated in Lot Number Twenty Two (22), Tuller's Survey of Quarter Township 1 Township 2 North, Range 19 West, United States Military Lands, in the Township of Perry, County of Franklin, State of Ohio, and being a portion of Parcel No. 1 as conveyed to Cornelia Trumbull Hadden by deed of record in Deed Book 1555, page 113, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at an iron pin at the southeast corner of said Lot No.22, at the southeast corner of said Parcel No.1, at a corner of Old Woods Farm Subdivision No.3, of record in Plat Book 38, page 75, Recorder's Office, Franklin County, Ohio, in the east line of Perry Township and in the west line of Sharon Township; thence N 87 degrees 52' 47" W along a portion of the south line of said Lot No.22 along a portion of the south line of said Parcel No.1 and along a line of said Old Woods Farm Subdivision No.3 a distance of 118.18 feet to an iron pin (passing an iron pin at a corner of said Old Woods Farm Subdivision No.3 and at the northeast corner of Worthington Hills No.4, of record in Plat Book 36, page 80, Recorder's Office, Franklin County, Ohio at 100.18 feet); thence N 11 degrees 21' 09" W a distance of 207.88 feet to an iron pin; thence N 34 degrees 25' 04" W a distance of 66.45 feet to an iron pin; thence N 3 degrees 16' 35" E a distance of 112.50 feet to an iron pin; thence S 83 degrees 18' 49" E a distance of 50.50 feet to an iron pin; thence S 78 degrees 06' 52" E a distance of 157.41 feet to an iron pin in the east line of said Lot No.22, in the east line of said Parcel No. 1, in the east line of Perry Township, in the west line of Sharon Township and in the west line of Mount Air No.2, of record in Plat Book 19, page 21, Recorder's Office, Franklin County, Ohio, said iron pin being at the southwest corner of the westerly terminus of Plum Tree Drive (35 feet wide); thence S 2 degrees 23' 02" W along a portion of the east line of said Lot No.22, along a portion of the east line of said Parcel No.1, along the east line of Perry Township, along the west line of Sharon Township, along a portion of the west line of said Mount Air No. 2 and along a line of said Old Woods Farm Subdivision No.3 a distance of 337.30 feet to the place of beginning; containing 1.362 acres of land more or less and being subject to all easements and restrictions of record.

1.362 Acre Tract at West end of Plum Tree Drive.

ALSO: An easement for purposes of ingress and egress to Plum Tree Drive across Grantor's land, said easement bounded and described as follows:

Situated in Lot Number Twenty-two (22), Tuller's survey of Quarter Township 1, Township 2 North, Range 19 West, United States Military Lands, in the Township of Perry, County of Franklin and State of Ohio, and being a portion of Parcel No. 1 as conveyed to Cornelia Trumbull Hadden by deed of record in Deed Book 1555, page 113, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at an iron pin in the east line of said Lot No. 22, in the east line of said Parcel No.1, in the east line of Perry Township, in the west line of Sharon Township and in the west line of Mount Air No.2 of record in Plat Book 19, page 21, Recorder's Office, Franklin County, Ohio, said iron pin being at the southwest corner of the westerly terminus of Plum Tree Drive (35 feet wide) and said iron pin being at the northeast corner of the above described 1.362 acre tract; thence N 78 degrees 06' 52" W along a north line of the above described 1.362 acre tract a distance of 157.41 feet to an iron pin; thence N 83 degrees 18' 49" W along a north line of the above described 1.362 acre tract a distance of 50.50 feet to an iron pin at the northwest corner of the above

described 1.362 acre tract; thence N 6 degrees 41' 11" E perpendicular to the last described course a distance of 35.00 feet to a point; thence S 83 degrees 18' 49" E parallel with and 35.00 feet northerly by perpendicular measurement from a north line of the above described 1.362 acre tract a distance of 52.09 feet to a point; thence S 78 degrees 06' 52" E parallel with and 35.00 feet northerly by perpendicular measurement from a north line of the above described 1.362 acre tract a distance of 153.14 feet to a point in the east line of said Lot No.22 in the east line of said Parcel No. 1 in the east line of Perry Township, in the west line of Sharon Township, and in the west line of said Mount Air No.2; thence S 2 degrees 23' 02" W along a portion of the east line of Lot No.22, and along a portion of the east line of said Parcel No.1, along the east line of Perry Township along the west line of Sharon Township, along a portion of the west line of said Mount Air No.2 and along the west end of Plum Tree Drive a distance of 35.49 feet to the place of beginning (passing a point at the northwest corner of the westerly terminus of Plum Tree Drive at 0.49 foot).

Being the same premises conveyed to Walter A. Holbrook and Wilhelmina Holbrook by deed of record at Deed Book 3386, page 385, Recorder's Office, Franklin County, Ohio.

Exception Tract 3: Situated in Lot Number Twenty Two (22), Tuller's Survey of Quarter Township 1, Township 2 North, Range 19 West, United States Military Lands, in the Township of Perry, County of Franklin, state of Ohio and being a portion of Parcel 1 as conveyed to Cornelia Trumbull Hadden, by deed of record in Deed Book 1555, page 113, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point in the south line of said Parcel No.1, in the south line of said Lot No.22, in the north line of Worthington Hills No.4, of record in Plat Book 36, pages 80 and 81, Recorder's Office, Franklin County, Ohio, and at the southeast corner of a 48.297 acre tract of land conveyed to E. Kenneth III and Barbara J. Hadden by deed of record in Deed Book 3507, page 448, Recorder's Office, Franklin County, Ohio, said point also being S 87 degrees 52' 47" E a distance of 159.96 feet from a point in the east line at the north end of Northway Drive (60 feet wide);

Thence N 2 degrees 07' 13" E perpendicular to the south line of said Lot No.22, perpendicular to the south line of said Parcel No.1, perpendicular to the north line of said Worthington Hills No.4 and along an east line of said 48.297 acre tract a distance of 360.00 feet to a point at a northeast corner of said 48.297 acre tract;

Thence S 87 degrees 52' 47" E parallel with the south line of said Lot No.22, parallel with the south line of said Parcel No. 1 and parallel with the north line of said Worthington Hills No.4 a distance of 310.80 feet to a point;

Thence N 2 degrees 07' 13" E perpendicular to the south line of said Lot No.22, perpendicular to the south line of said Parcel No.1 and perpendicular to the north line of said Worthington Hills No.4 a distance of 200.00 feet to a point;

Thence S 87 degrees 52' 47" E parallel with the south line of said Lot No.22, parallel with the south line of said Parcel No. 1 and parallel with the north line of said Worthington Hills No.4 a distance of 255.00 feet to a point;

Thence S 2 degrees 07' 13" W perpendicular to the south line of said Lot No.22, perpendicular to the south line of said Parcel No.1 and perpendicular to the north line of said Worthington Hills No.4 a distance of 560.00 feet to a point in the south line of said Lot No.22, in the south line of said Parcel No. 1 and in the north line of said Worthington Hills No. 4;

Thence N 87 degrees 52' 47" W along a portion of the south line of said Lot No.22, along a portion of the south line of said Parcel No. 1 and along a portion of the north line of said Worthington Hills No. a distance of 565.80 feet to the place of beginning;

Containing 5.847 acres of land more or less and being subject to all easements and restrictions of record, and being the same premises conveyed to E. Kenneth Hadden III by deed of record at Deed Book 3677, page 314, Recorder's Office, Franklin County, Ohio.

PARCEL TWO : Situated in the County of Franklin in the State of Ohio and in the Township of Perry, and bounded and described as follows:

Situated in Lot Number Twenty Two (22), Tuller's Survey of Quarter Township 1, Township 2 North, Range 19 West, United States Military Lands, in the Township of Perry, County of Franklin, State of Ohio, and being a portion of Parcel No.1 as conveyed to Cornelia Trumbull Hadden, by deed of record in Deed Book 1555, page 113, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at an iron pin at the northwest corner of said Lot No.22 and at the northeast corner of Lot Number Fourteen (14) of Worthington Hills North, of record in Plat Book 40, pages 36 and 37, Recorder's Office, Franklin County, Ohio, said iron pin being in the west line of said Parcel No.1;

Thence S 88 degrees 12' 25" E along a portion of the north line of said Lot No.22 a distance of 1.995.15 feet to a point;

Thence S 0 degrees 53' 33" W a distance of 752.93 feet to a point;

Thence S 87 degrees 52' 47" E parallel with the south line of said Lot No.22 a distance of 883.82 feet to a point;

Thence S 2 degrees 07' 13" W perpendicular to the south line of said Lot No.22 a distance of 360.00 feet to a point in the south line of said Lot No.22, in the south line of said Parcel No.1 and in the north line of Worthington Hills No.4, of record in Plat Book 36, pages 80 and 81, Recorder's Office, Franklin County, Ohio;

Thence N 87 degrees 52' 47" W along a portion of the south line of said Lot No.22, along a portion of the south line of said Parcel No.1, along a portion of the north line of said Worthington Hills No.4, along a portion of the north line of Worthington Hills No.3, of record in Plat Book 36, pages 78 and 79, Recorder's Office, Franklin County, Ohio, and along a portion of the north line of Resubdivision of Lots 389 through 401 both numbers inclusive, Worthington Hills No.3, of record in Plat Book 35, page 102, Recorder's Office, Franklin County, Ohio a distance of 2,896.29 feet to a point at the southwest corner of said Lot No.22, at the southwest corner of said Parcel No.1 and at the southeast corner of said Worthington Hills North;

Thence N 2 degrees 11' 01" E along the west line of said Lot No.22, along a portion of the west line of said Parcel No.1 and along an east line of said Worthington Hills North a distance of 1,101.36 feet to the place of beginning:

Containing 58.297 acres of land more or less.

Excepting Therefrom, the following:

Situated in Lot Number Twenty Two (22), Tuller's Survey of Quarter Township 1, Township 2 North, Range 19 West, United States Military Lands, in the Township of Perry, County of Franklin, State of Ohio, and being a portion of a 58.297 acre tract of land conveyed to Hickory Bluff Farms, Inc. by deed of record in Deed Book 3269, page 199, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at an iron pin in the west line of said 58.297 acre tract, at the southeast corner of Lot Number Fourteen (14) in Worthington Hills North of record in Plat Book 40, pages 36 and 37, Recorder's Office, Franklin County, Ohio, and at the northeast end of Newcomer Road (50 feet wide), said iron pin being S 2 degrees 11' 01" W a distance of 125.00 feet from an iron pin at the northwest corner of said 58.297 acre tract, at the northeast corner of said Lot No. 14 in Worthington Hills North and at the northwest corner of said Lot No.22:

Thence S 87 degrees 48' 59" E along the north line extended easterly of Newcomer Road a distance of 446.26 feet to an iron pin;

Thence S 2 degrees 11' 01" W parallel with the west line of said 58.297 acre tract, parallel with the west line of said Lot No.22 and parallel with an east line of said Worthington Hills North a distance of 975.87 feet to an iron pin in the south line of said 58.297 acre tract, in the south line of said Lot No.22 and in a north line of Resubdivision of Lots 389 through 401, both inclusive, Worthington Hills No.3, of record in Plat Book 35, page 102, Recorder's Office, Franklin County, Ohio;

Thence N 87 degrees 52' 47" W along a portion of the south line of said 58.297 acre tract, along a portion of the south line of said Lot No.22, and along a portion of a north line of said Resubdivision of Lots 389 through 401, both inclusive, Worthington Hills No.3, a distance of 446.26 feet to a concrete monument at the southwest corner of said 58.297 acre tract, at the southwest corner of said Lot No.22, at the southeast corner of said Worthington Hills North and at an angle point in the north line of said Resubdivision of Lots 389 through 401, both inclusive, Worthington Hills No.3;

Thence N 2 degrees 11' 01" E along a portion of the west line of said 58.297 acre tract, along a portion of the west line of said Lot No.22 and along a portion of an east line of said Worthington Hills North a distance of 976.36 feet to the place of beginning (passing a point at the southeast end of Newcomer Road at 926.36 feet);

Containing 10.000 acres of land more or less and being subject to all easements and restrictions of record.

AND INCLUDING THEREIN, a non-exclusive EASEMENT reserved by Grantor in its Warranty Deed to The Board of Education of the Worthington School District of even date herewith, said easement being for the benefit of and appurtenant to the approximately 48.297 acres of Grantor's property conveyed hereby and being for purposes of unlimited ingress and egress of Grantor, its successors and assigns, its and their agents, employees, visitors, licensees, invitees, tenants and lessees, and for construction, installation, operation and maintenance of all utilities and public services, on, over and through a 50-foot strip more particularly described as follows:

Situated in Lot Number Twenty Two (22), Tuller's Survey of Quarter Township 1, Township 2 North, Range 19 West, United States Military Lands, in the Township of Perry, County of Franklin, State of Ohio, and being a portion of a 58.297 acre tract of land conveyed to Hickory Bluff Farms, Inc. by deed of record in Deed Book 3269, page 199, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at an iron pin in the west line of said 58.297 acre tract, at the southeast corner of Lot Number Fourteen (14) in Worthington Hills North, of record in Plat Book 40, pages 36 and 37, Recorder's Office, Franklin County, Ohio, and at the northeast end of Newcomer Road (50 feet wide), said iron pin being S 2 degrees 11' 01" W a distance of 125.00 feet from an iron pin at the northwest corner of said 58.297 acre tract, at the northeast corner of said Lot No.14 in Worthington Hills North and at the northwest corner of said Lot No.22;

Thence S 87 degrees 48' 59" E along the north line extended easterly of Newcomer Road a distance of 446.26 feet to an iron pin;

Thence S 2 degrees 11' 01" W parallel with the west line of said 58.297 acre tract, parallel with the west line of said Lot No.22 and parallel with an east line of said Worthington Hills North a distance of 50.00 feet to a point in the south line extended easterly of Newcomer Road;

Thence N 87 degrees 48' 59" W along the south line extended easterly of Newcomer Road a distance of 446.26 feet to a point in the west line of said 58.297 acre tract, in the west line of said Lot No.22, in an east line of said Worthington Hills North and at the southeast end of Newcomer Road;

Thence N 2 degrees 11' 01" E along a portion of the west line of said 58.297 acre tract, along a portion of the west line of said Lot No.22 and along a portion of an east line of said Worthington Hills North a distance of 50.00 feet to the place of beginning;

Containing 0.512 acres of land more or less.

EXHIBIT A: Being the entire interest in the following described real property:

Situated in the County of Franklin in the State of Ohio and in the Township of Perry and bounded and described as follows:

Situated in Lot Number Twenty Two (22), Tuller's Survey of Quarter Township 1, Township 2 North, Range 19 West, United States Military Lands, in the Township of Perry, County of Franklin, State of Ohio, and being a portion of Parcel 1 as conveyed to Cornelia Trumbull Hadden, by Deed of Record in Deed Book 1555, Page 113, Recorder's Office, Franklin County, Ohio, and bounded and described as follows:

Beginning at a point in the south line of said Parcel No.1, in the south line of said Lot No.22, in the north line of Worthington Hills No.4, of record in Plat Book 36, Pages 80 and 81, Recorder's Office, Franklin County, Ohio, and at the southeast corner of a 48.297 acre tract of land conveyed to E. Kenneth III and Barbara J. Hadden by Deed of Record in Deed Book 3507, Page 448, Recorder's Office, Franklin County, Ohio, said point also being A 87 degrees 52' 47" E a distance of 159.96 feet from a point in the east line at the north end of Northway Drive (60 feet wide);

Thence N 2 degrees 07' 13" E perpendicular to the south line of said Lot No.22, perpendicular to the south line of said Parcel No.1, perpendicular to the north line of said Worthington Hills No.4 and along an east line of said 48.297 acre tract a distance of 360.00 feet to a point at the northeast corner of said 48.297 acre tract;

Thence S 87 degrees 52' 47" E parallel with the south line of said Lot No.22, parallel with the south line of said Parcel No.1 and parallel with the north line of said Worthington Hills No.4 a distance of 310.80 feet to a point;

Thence N 2 degrees 07' 13" E perpendicular to the south line of said Lot No.22, perpendicular to the south line of said Parcel No.1 and perpendicular to the north line of said Worthington Hills No.4 a distance of 200.00 feet to a point;

Thence S 87 degrees 52' 47" E parallel with the south line of said Lot No.22, parallel with the south line of said Parcel No.1 and parallel with the north line of said Worthington Hills No.4 a distance of 255.00 feet to a point;

Thence S 2 degrees 07' 13" W perpendicular to the south line of said Lot No.22, perpendicular to the south line of said Parcel No.21 and perpendicular to the north line of said Worthington Hills No.4 a distance of 560.00 feet to a point in the south line of said Lot No.22, in the south line of said Parcel No.1 and in the north line of said Worthington Hills No. 4;

Thence N 87 degrees 52' 47" W along a portion of the south line of said Lot No.22, along a portion of the south line of said Parcel No.1 and along a portion of the north line of said Worthington Hills No.4 a distance of 565.80 feet to the place of beginning;

Containing 5.847 acres of land more or less and being subject to all easements and restrictions of record.

To Rezone From: R, Rural District,

To: RR, Rural Residential Districts

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the RR, Rural Residential Districts on this property.

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1022-02

To rezone 824 LAZELLE ROAD (43081), being 47.44± acres located on the north side of Lazelle Road adjacent Interstate 71 From: R, Rural District, To: PUD-8, Planned Unit Development District; and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because of the construction deadline and that this is for the same reason necessary for the immediate preservation of the public peace, property, health or safety; and

WHEREAS, application #Z02-005 is on file with the Building Services Division of The Department of Development requesting rezoning of 47.44 ± acres from R, Rural District to PUD-8, Planned Unit Development District; and

WHEREAS, the Development Commission recommends approval of said zoning change; and

WHEREAS, the City Departments recommend approval of said zoning change because this proposal would permit residential development consistent with the established development pattern of the area and complies with the land use recommendations of The Far North Plan now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Zoning Map attached to Ordinance No. 1620-77, passed September 19, 1977, and as subsequently amended be, and the same is hereby revised by changing the zoning of the property as follows:

824 LAZELLE ROAD (43081), being 47.44± acres located on the north side of Lazelle Road adjacent Interstate 71, and being more particularly described as follows:

47.443 ACRES

Situated in the State of Ohio, County of Delaware, Township of Orange, Farm Lot 11, Quarter Township 4, Township 3, Range 18, United States Military Lands, all references being to the records of the Recorder's Office, Delaware County, Ohio and more particularly bounded and described as follows:

Beginning at a point in the centerline of Lazelle Road, said corner being located South 86° 39' 53" East, with said centerline, a distance of 1501.05 feet from F.C.G.S. Monument Number 4451;

Thence North 3° 01' 24" East, a distance of 1378.09 feet to a point;

Thence South 86° 44' 52" East, a distance of 1154.93 feet to a southwesterly corner of that tract conveyed to Farber Development by deed of record in Deed Book 625, Page 117;

Thence South 23° 23' 27" East, with the westerly line of said Farber Development tract and a westerly line of that tract conveyed to the State of Ohio by deed of record in Deed Book 526, Page 125, a distance of 1544.78 feet to a point in the Franklin/Delaware County Line;

Thence North 86° 39' 53" West, with said county line and with the centerline of Lazelle Road, a distance of 1842.15 feet to the point of beginning, containing 47.443 acres of land, more or less.

**To Rezone From: R, Rural District,
To: PUD-8, Planned Unit Development District.**

Section 2. That a Height District of Thirty-five (35) feet is hereby established on the PUD-8, Planned Unit Development District on this property.

Section 3. That the Director of the Department of Development be, and he is hereby authorized and directed to make the said changes on the said original zoning map in the office of the Building Services Division and shall register a copy of the approved PUD-8, Planned Unit Development District and Application among the records of the Building Services Division as required by Section 3311.09 of the Columbus City Codes; said plans being titled, "Development Plan Lazelle Road" and "Standard Intersection Details Lazelle Road" signed by Don Plank, dated June 7, 2002;

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed as amended July 8, 2002, Matthew D. Habash, President of Council / Approved as amended July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1023-02

To grant a Variance from the provisions of Sections 3363.01, M, Manufacturing District; 3363.24, Building Lines; 3309.14(B), Height District; 3342.06, Aisle; 3342.08, Driveway; 3342.15, Maneuvering; 3342.18, Parking Setback line; 3342.28, Minimum Number of Parking Spaces Required; and 3342.29, Minimum Number of Loading Spaces Required for the property located at 800 North Fourth Street (43201), to permit residential uses, public and/or private parkland and open space, public and/or private school(s) and to establish appropriate development standards for a mixed-use residential and commercial development in the M, Manufacturing District, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to pass this ordinance as an emergency measure because of the need to proceed with permits and that this is for the same reason necessary for the immediate preservation of the public peace, property, health or safety, and;

WHEREAS, by application # CV02-035, the owner of property at 800 North Fourth Street (43201), is requesting a Council Variance to permit residential uses, public-private parkland and open space, and public and/or private school(s) and establish appropriate development standards for a mixed-use residential and commercial development in the M, Manufacturing District; and

WHEREAS, Section 3363.01, M, Manufacturing District, does not permit residential use other than a night watchman's quarters, while applicant proposes up to 500 dwelling units in Phase 2 of the "Jeffrey Square" development, which dwelling units may consist of various styles and forms of residential use, including detached and attached single-family dwellings, two-family, three-family, four-family, multi-family, condominium and fee simple townhouse development, with multiple attached dwelling units with property lines corresponding to common party walls, which will include residential uses on the ground level, above commercial uses and exclusive residential use, in any combination, separately or together, on separate parcels or mixed with one or more forms of residential use on the same parcel, and to permit public and/or private parkland/open space and public and/or private school(s); and

WHEREAS, Section 3363.24, Building Lines in the M, Manufacturing District, requires various building setback lines that are inconsistent with the proposed mixed use residential/commercial development and the desired streetscape and applicant proposes to reduce the required building setback line on East First Avenue from 25 feet to a minimum of five (5) feet, and to reduce the minimum building setback from proposed streets in Phase 2 from 25 feet to a minimum of five (5) feet for residential uses and zero (0) for commercial or mixed-use uses; and

WHEREAS, the Italian Village Urban Commercial Overlay (UCO), passed after Ordinance #0284-01 was heard, has established certain standards applicable to the North Fourth Street frontage of Phase 2, as described in this ordinance, including standards for close building setbacks on North Fourth Street, but other streets, existing and proposed, require reduced building setbacks; and

WHEREAS, the potential exists for conflicts between the Italian Village Urban Commercial Overlay (UCO), standards contained in this ordinance and the architectural review of the Italian Village Commission, so if a conflict occurs in development standards between the standards of the UCO and the standards contained in this ordinance, the standards of this ordinance shall take precedence and if a conflict arises between the architectural standards contained in the UCO and architectural approval (Certificate of Appropriateness) by the Italian Village Commission, approval by the Italian Village Commission and issuance of a Certificate of Appropriateness for any proposed construction will take precedence over the architectural standards contained in the UCO and the issuance of a Certificate of Appropriateness; shall constitute approval under the UCO; and

WHEREAS, Section 3309.14(A), Height Districts, limits height in a sixty (60) foot height district to sixty (60) feet with height as defined in Section 3303.36, Height, and subject to the provisions of Section 3309.142, Height District Exceptions, while applicant proposes a height of ninety (90) feet with additional height calculated in accordance with Section 3309.142; and

WHEREAS, Section 3342.18, Parking Setback line, requires a minimum ten (10) foot parking setback from public streets, while a five (5) foot parking setback is proposed for all street frontages; and

WHEREAS, Section 3342.06, Aisle, requires dimensional standards for aisles that must be met for each property, while applicant proposes aisles across property lines, subject to the aisle meeting minimum code dimensions, thereby allowing cross access maneuvering; and

WHEREAS, Section 3342.08, Driveway, requires dimensional standards for driveways that must be met for each property, while applicant proposes driveways across property lines, subject to the driveways meeting minimum code dimensions, thereby allowing cross access maneuvering; and

WHEREAS, Section 3342.15, Maneuvering, requires dimensional standards for maneuvering area related to parking and loading spaces that require all maneuvering area for parking and loading spaces to be located on the same lot or parcel, while applicant proposes driveways, aisles, or loading spaces across property lines, thereby allowing cross access maneuvering; and

WHEREAS, Section 3342.28, Minimum Number of Parking Spaces Required, requires off-street parking a code required ratios for each use, while applicant proposes a 50% reduction in code required off-street parking for all uses; and

WHEREAS, Section 3342.29, Minimum Number of Loading Spaces Required, requires loading space(s) based upon specified gross floor area, while applicant proposes to eliminate the requirements for, and development standards of loading spaces subject to any future loading space designed and located as specified by the Division of Transportation; and

WHEREAS, as applicable, easements shall be provided between parcels where shared aisles, driveways or maneuvering are utilized, to insure ongoing function of the shared aisle, driveway, maneuvering and/or loading area; and

WHEREAS, this variance will permit Phase 2 development of residential and commercial uses on 23.3± acres of a 42± acre site located at the southeast corner of North Fourth Street and East First Avenue, formerly a parking lot for the Jeffrey Mining facility. The present M. Manufacturing zoning

permits most commercial uses as well as all manufacturing uses, but no residential use other than a night watchman's quarters. The proposed "Jeffrey Square" project contains mixed-use development including a substantial residential component that is consistent with the recommendations of the adopted "Italian Village East Redevelopment Plan". Phase 2 is approximately the south one-half of the Jeffrey Square site. The applicant has submitted a rezoning application to rezone the site to the CPD, Commercial Planned Development District to eliminate the M, zoning. This ordinance establishes extensive development standards applicable to Phase 2 that are consistent with standards for the entire site with the variance for Phase 1 and the pending rezoning; and

WHEREAS, the Italian Village Area Commission recommends approval; and

WHEREAS, City Departments recommend approval; and

WHEREAS, a hardship exists in that there is no mechanism other than a variance to permit residential uses in the M, Manufacturing District and that the rezoning process cannot accommodate timing necessary to meet contractual deadlines to proceed with Phase 2 of Jeffrey Square; and

WHEREAS, this ordinance is conditioned upon applicant obtaining all required zoning and building permits and a Certificate of Occupancy for each building; and

WHEREAS, said variance will not adversely affect the surrounding property or surrounding neighborhood; and

WHEREAS, the granting of said variance will not impair an adequate supply of light and air to adjacent properties or unreasonably increase the congestion of public streets, or unreasonably diminish or impair established property values within the surrounding area, or otherwise impair the public health, safety, comfort, morals, or welfare of the inhabitants of the City of Columbus; and

WHEREAS, the granting of said variance will alleviate the difficulties encountered by the owners of the property located at 800 North Fourth Street (43201) in using said property as desired; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That a variance from the provisions of Sections 3363.01, M, Manufacturing Districts, 3363.24, Building Line in an M, Manufacturing District, 3309.14(B), Height Districts, 3342.06, Aisle, 3342.08, Driveway, 3342.15, Maneuvering, 3342.18, Parking Setback line, 3342.28, Minimum Number of Parking Spaces Required, and 3342.29, Minimum Number of Loading Spaces Required, of the Columbus City Codes are hereby granted for the property located at 800 North Fourth Street (43201), to:

a) To permit various styles and forms of residential use, including detached and attached single-family dwellings, two-family, three-family, four-family, multi-family, condominium and fee simple townhouse development, with multiple attached dwelling units with property lines corresponding to common party walls, all of which may include residential uses on the ground level, above commercial uses and exclusive residential use, in any combination, separately or together, on separate parcels or mixed with one or more forms of residential use on the same parcel, subject to a maximum of 500 dwelling units;

b) public and/or private parkland/open space.

c) public and/or private school(s).

d) reduce the required building setback line on East First Avenue from 25 feet to a minimum of five (5) feet; and to reduce the minimum building setback on future streets in Phase 2 from 25 feet to a minimum of five (5) feet for residential uses and zero (0) feet for commercial or mixed use buildings.

e) permit a height of ninety (90) feet, with additional height calculated in accordance with Section 3309.142.

f) reduce the required minimum ten (10) foot parking setback and vision clearance from public streets to five (5) feet on all public street frontages.

g) permit property lines to divide aisles, driveways and loading areas, thereby permitting maneuvering, access, driveways and loading across property lines and to be divided by property line(s).

h) reduce code required parking by 50% for all uses from the applicable calculated code required parking pursuant to applicable requirements of Chapter 3342.

i) eliminate the requirements for and development standards of loading spaces subject to any proposed on-site future loading spaces being reviewed and approved by the Division of Transportation.

Said property being more particularly described as follows:

23.3 ACRES

Situated in the State of Ohio, County of Franklin, City of Columbus, Sections 4 and 9, Township 5, Range 22, Refugee Lands, being part of that tract of land conveyed to Waterford Limited Partnership by deed of record in Instrument Number 200011020222452 and part of that tract of land conveyed to Pennsylvania Railroad Holding Company by deed of record in Official Record 33954D19 (all references being to the records of the Recorder's Office, Franklin County, Ohio) and more particularly bounded and described as follows:

Beginning, for reference, at the northwesterly corner of that tract conveyed to the City of Columbus, Ohio deed of record in Deed Book 2256, Page 474 in the southerly right-of-way line of East First Avenue;

Thence South 08° 14' 59" East, with the easterly right-of-way line of North Fourth Street, a distance of 558.84 feet to the True Point of Beginning for this description;

Thence crossing said Pennsylvania Railroad Holding Company and said Waterford Limited Partnership tracts, the following courses and distances:

South 86° 17' 08" East, a distance of 271.12 feet to a point;

South 08° 19' 52" East, a distance of 113.87 feet to a point;

South 86° 17' 08" East, a distance of 465.89 feet to a point;

South 03° 28' 09" West, a distance of 40.00 feet to a point;

South 86° 17' 08" East, a distance of 140.09 feet to a point;

North 03° 25' 49" East, a distance of 151.37 feet to a point; and

South 86° 17' 08" East, a distance of 428.08 feet to a point in the westerly line of that tract conveyed Consolidated Rail Corporation by deed of record in Deed Book 3714, Page 1;

Thence, with said westerly line, and with the arc of a curve to the right, (Delta = 22° 28' 04", Radius = 1390.00 feet) a chord bearing and distance of South 04° 06' 57" West, 541.58 feet to a point;;

Thence South 19° 04' 52" West, with said westerly line, a distance of 29.87 feet to a point in the northerly right-of-way line of 1-670;

Thence with said northerly right-of-way line the following courses and distances:

South 57° 05' 47" West, a distance of 162.07 feet to a point;

South 54° 57' 08" West, a distance of 155.00 feet to a point;

South 62° 04' 39" West, a distance of 161.25 feet to a point;

South 24° 16' 43" West, a distance of 9.37 feet to a point;

South 74° 27' 12" West, a distance of 132.73 feet to a point;

South 80° 13' 39" West, a distance of 127.71 feet to a point;

South 87° 23' 14" West, a distance of 125.10 feet to a point;

North 74° 13' 31" West, a distance of 157.09 feet to a point;

South 77° 16' 27" West, a distance of 34.91 feet to a point;

North 48° 28' 27" West, a distance of 34.45 feet to a point;

North 28° 07' 31" East, a distance of 33.32 feet to a point;

North 54° 07' 01" West, a distance of 54.60 feet to a point;
 North 26° 22' 45" West, a distance of 238.61 feet to a point;
 North 10° 01' 02" West, a distance of 110.69 feet to a point;
 North 03° 53' 03" West, a distance of 107.89 feet to a point; and
 North 86° 30' 37" West, a distance of 8.00 feet to a point in the easterly right-of-way line of Fourth Street;
 Thence North 03° 34' 09" East, with said easterly right-of-way line, a distance of 217.55 feet to a point;
 Thence North 08° 14' 59" West, with said easterly right-of-way line, a distance of 251.52 feet to the True Point

Beginning, containing 23.3 acres of land, more or less.

Section 2. That this ordinance is conditioned on and shall remain in effect only for so long as said property is used for a mixed use commercial and residential development and/or those uses permitted in the M, Manufacturing District.

Section 3. That this ordinance is further conditioned upon the following:

A. PERMITTED USES:

1). Permitted uses shall be all uses of Chapter 3355, Community Scale Commercial Development, Section 3355.02, C-4, Commercial District, except the following: adult bookstore, adult-only motion picture theater, adult-only entertainment, adult materials or adult entertainment, production of, animal boarding, which shall not be interpreted to exclude short-term animal boarding associated with, and accessory to a veterinarian practice, subject to there being no outside animal runs, arcade (unless the arcade is accessory to a permitted use), armory, automobile/truck sales, new or used, leasing, repair and/or maintenance, beer/wine drive-thru, billboards, book bindery, bus or truck terminal, other than public or mass transit terminal facilities, cabaret, drive-in theater, electric substation, funeral home, garage repair shop, ice house, massage parlor, night club, off-premise graphics, except for off-premise graphics which are approved as part of a graphics plan or, Special Permit by the Graphics Commission, pool hall, poultry (killing and dressing for sale at retail on the premises), private club, stables, tinsmith,

2) Any communication, telecommunications, fiber optic, wire or wireless signal receiving and/or transmitting facility (s), manned or unmanned, that may be classified as a use of the M, Manufacturing District by virtue of size, method of sales or distribution or other operating characteristics, including storage and other incidental and related operating characteristics.

B. C-5. COMMERCIAL DISTRICT USES:

While the uses of the C-5, Commercial District are not permitted by the permitted uses section (A. Permitted Uses), applicant wishes to further state that no use of the C-5, Commercial District is permitted.

C. PROHIBITED ACCESSORY USE:

No permitted use shall include any pick-up window, drive-thru lane or other design element intended or designs to provide services or products to customers in a motor vehicle.

D. DEVELOPMENT STANDARDS: Except as specified in Section 3 of this ordinance, the applicable development standards shall be as specified in the C-4, Commercial District.

1. Density, Height, Lot and/or Setback Commitments.

a. Density: There shall be no required lot area per dwelling unit or per room over 80 square feet for any residential use other than as itemized in 8. Residential Yard and Area Requirements.

b. Building Height:

Permitted building height shall be ninety (90) feet, with additional height calculated in accordance with Section 3309.142, Columbus Zoning Code.

c. Building Setback:

1. East First Avenue and all other public streets: Buildings shall be setback a minimum of five (5) feet for residential use buildings and zero (0) feet for commercial and mixed use buildings and a maximum of fifteen (15) feet

2. Where pedestrian plazas or public or private open space are proposed, the maximum building setback established in D.

1. c.1. and D.1. c.2. above shall not apply, to permit the creation of plaza and open space areas. Private open space shall include areas for outside seating associated with a restaurant.

d. Parking Setback:

1. The minimum parking and pavement setback, other than driveways from curb cuts, shall be five (5) feet from all public streets. Driveways shall be designed to cross the parking setback as directly as possible to minimize pavement in the parking setback.

2. There shall be a minimum pavement setback of two (2) feet from interior property lines other than public streets.

Property lines that are internal to a parking lot crossing all or part of two (2) or more parcels shall not be subject to internal property line parking setback nor shall there be any required parking setback from property lines abutting an alley.

3. All parking lots shall be located to the side or rear of a building and, if located to the side, shall not be in advance of the front wall of any adjacent building(s) on either side of the parking lot existing at the time of construction of the parking lot.

a. Exception to parking lot location: All parking for uses/buildings fronting North Fourth Street and East First Avenue shall be located to the rear of the primary rear wall of the building on the parcel. The primary rear wall shall be that wall which principally and primarily provides closure to the building envelope. There shall be no parking located to the side of any building or in advance of the primary rear wall of any building that fronts on North Fourth Street or East First Avenue.

2. Access, Loading, Parking and/or other Traffic Related Commitments.

a. The plan titled "Development Plan for Jeffrey Square" is illustrative of proposed site vehicular access points. While this plan is not specifically binding, it illustrates proposed vehicular access points and circulation. The final design and location of all vehicular access points are subject to the approval of Division of Transportation staff.

b. There shall be no required loading spaces, as identified in Section 3342.13, Loading Space, and 3342.29, Minimum Number of Loading Spaces Required, Columbus Zoning Code. To the extent that future loading spaces are provided, their design, location, and maneuvering area (which may include maneuvering off-site and in the public right of way), shall be as specified by the City of Columbus Division of Transportation staff, with approval of maneuvering off-site and in the public right of way also requiring the approval of the Italian Village Commission. No maneuvering shall be permitted in the North Fourth Street or East First Avenue right of way.

c. Parking:

1) To provide the most efficient design and layout of parking lots serving multiple buildings and thereby minimizing unnecessary paving to meet code requirements for each driveway, aisle, parking space, number of code required spaces and each parcel to independently meet all design criteria and number of parking spaces within each parcel parking lots may be designed without regard to property lines internal to the parking lot. Property lines may divide aisles, driveways or parking spaces, as well as loading areas. Overall driveway, aisle and parking space dimensions shall meet minimum code requirements. Easements shall be provided as applicable to insure the function and maintenance of driveways, aisles, parking spaces and loading areas.

2) For purposes of calculating code required parking, all on-site code required parking is reduced by 50% of calculated code required parking. Additional parking shall be provided off-site of individual uses through the design and use of on-street parking and/or parking structures.

3. Buffering, Landscaping, Open Space and/or Screening Commitments.

a. The parking setback areas of all public streets shall be maintained in live vegetation, other than driveway crossings, and shall include tree planting at the rate of one (1) ornamental or deciduous tree per 15 lineal feet of parking setback. The trees shall be approximately evenly spaced. These trees are in addition to the street trees required in 3.e. - below.

b. Within the parking setback, a uniform treatment to define and aesthetically treat the parking setback with architectural features and/or live plant material shall be established.

c. Parking lots shall be screened to a minimum 36 inches high, as measured from the elevation of the nearest section of the adjacent parking area, and 75% opacity along all street frontages unless otherwise screened by buildings. Screening shall be accomplished with any combination of architectural features and/or live plant material.

d. The two (2) foot interior property line pavement setback for parking lots shall be maintained in live plant material. Where the parking lot abuts property used with abutting ground floor residential uses, headlight screening consisting of live plant material or architectural features shall be provided. Headlight screening shall consist of live plant material, walls or fencing to a minimum height of 36 inches and 75% opacity. No other parking lot screening shall be required.

e. A street tree row shall be established along all public streets. The street tree row shall contain one (1) tree for every 30 feet of lineal frontage. The City Forester shall approve street trees. The trees shall be approximately evenly spaced, shall be planted within the street right of way, with applicable City of Columbus approval, and shall be planted as close as possible to a uniform setback.

f. Tree planting shall be required within the site parking area and service areas. Tree planting shall be provided internal to parking lots at the rate of one (1) tree per ten (10) parking spaces in landscaping islands that are a minimum of five (5) feet wide.

g. The landscaping/screening requirements, as itemized in 3. a. b. c. and d. shall be in lieu of requirements of Chapter 3342, Columbus Zoning Code.

h. All trees and landscaping shall be well maintained. Weather permitting, dead plant material shall be replaced within six months.

i. The minimum size of trees at the time of planting shall be as follows: Deciduous - 2 ½ inches caliper, Ornamental - 1 ½ inches caliper, Evergreen - 6 feet.

j. All loading areas shall be screened from view from public streets, as viewed at the property line of the right of way line of an abutting public street to a minimum height of six (6) feet by either landscaping, fencing, walls or buildings used individually or in combination. There shall be no loading area screening requirement applicable to any portion of 1-670 or any elevated portion of the 1-670/North Fourth Street Ramp.

4. Building Design and/or Interior-Exterior Treatment Commitments.

a. Any mechanical equipment or utility hardware on the roof of a building shall be screened from view from ground level at the building by the same material utilized on the building roof or exterior. Color shall also match the building exterior or roof. Ground mounted mechanical or utility equipment shall be fully screened from view from ground level by landscaping or any fence or wall utilizing comparable and compatible materials as the building materials.

b. Building illumination shall be permitted provided such light source is concealed. No colored light other than in approved graphics shall be used to light the exterior of any building.

c. Building(s) shall be finished on all sides/elevations with the same level and quality of finish.

d. All buildings adjacent to North Fourth Street and East First Avenue shall have an entrance door and detailed facade, including windows and architectural detailing, facing these street frontages.

5. Dumpsters, Lighting, Outdoor Display Areas and/or Other Environmental Commitments.

a. All parking lot lighting shall be cut-off fixtures (down lighting), unless otherwise approved by the Italian Village Commission. There may be accent lighting (up lighting) on landscaping, in public or private plaza or park and open space areas, at building entrances and for ground signs, provided the light fixtures are screened to prevent glare. Except for decorative lighting, all parking lot light poles on a site shall be the same color. Light poles in the parking lots shall not exceed a maximum of 18 feet in height.

b. All external outdoor lighting fixtures to be used shall be from the same or similar manufacturer's type to insure aesthetic compatibility and to insure a uniform design theme.

c. Building mounted lighting shall utilize cut-off style fixtures, unless otherwise approved by the Italian Village Commission, and be designed in such a way to minimize any light spillage offsite and to prevent glare.

d. All new or relocated utility lines shall be installed underground, unless underground location or relocation is not permitted by the applicable public utility.

6. Graphics and Signage Commitments.

a. All graphics shall conform to Article 15 of the Columbus City Code, as it applies to the C-4, Commercial District. Any variance to the applicable requirements of the C-4 district shall be submitted to the Columbus Graphics Commission.

7. Miscellaneous.

a. Bicycle parking areas shall be provided intermittently throughout Phase 2.

b. A concept, illustrative plan titled "Development Plan for Jeffrey Square" is provided to illustrate proposed site vehicular access points and site circulation.

c. Sidewalks shall be installed along all public streets with exceptions only for those locations waived by the Director of Public Service.

d. The potential exists for conflicts between the Italian Village Urban Commercial Overlay (UCO), standards contained in this ordinance and the architectural review of the Italian Village Commission, so if a conflict in development standards between the standards of the UCO and the standards contained in this ordinance, the standards of this ordinance shall take precedence and if a conflict arises between the architectural standards contained in the UCO and architectural approval (Certificate of Appropriateness) by the Italian Village Commission, approval by the Italian Village Commission and issuance of a Certificate of Appropriateness for any proposed construction will take precedence over the architectural standards contained in the UCO and the issuance of a Certificate of Appropriateness shall constitute approval under the UCO; and;

8. Residential Yard and Area Requirements.

The following yard and area standards shall apply only to sites developed with exclusively residential uses. All standards are minimum standards.

a. Yard and Area Standards:

	Lot Area (sq. ft.)	Lot Width (feet)	Sideyard (feet)	Total Sideyard (feet)
Single Family Detached Attached (common party wall)	2,500 1,800	30' 20'/lot	3'0' on party wall	6' 3' per lot
Two Family	3,200	40'	3'	6'
Multiple (>2) Fee Simple Attached Units with common party wall	1,800	207lot	0' on party wall	3' per lot o end units
Multi-family (3 or 4 dwelling units with single building on separate lot)	4,000	40'	3'	6'
Multi-family (5 or more dwelling units with separate building on separate lot)	500/dwelling unit	50'	3'	6'
Multi-family (multiple buildings on same parcel)	500/dwelling unit	50'	3' (Total of 6' between buildings)	6'

b. Rear Yard:

1. Single residential building on separate parcel - 25% of lot area behind any rear-facing plane of the building, provided a detached garage may occupy up to 60% of this minimum required rear yard area devoted to rear yard.

2. Multiple buildings on same parcel - no rear yard or perimeter yard.

c. Lot Coverage: The maximum lot coverage (building footprint only) shall be 60% of the lot area.

Section 4. That this ordinance is further conditioned on the applicant obtaining all applicable permits and a Certificate of Occupancy for each building.

Section 5. That this ordinance is further conditioned in that the Columbus Board of Zoning Adjustment shall be the body to hear any variance(s) to any standard(s) contained herein, including any area variance.

Section 6. That this ordinance is further conditioned in that the 23.3± acres described herein are included in this ordinance solely for the purpose of establishing the uses, use restrictions and development standards contained herein on contiguous property anticipated for development by applicant as Phase 2 of the mixed-use development. The property will be subdivided with the dedication of public rights of way, platting of lots and other subdivision of the property that will cause parcels to be created that are a part of the area described herein. Applications for rezoning or variance may be made for any parcel or portion of the property described herein at all times in the future without restriction by this ordinance.

Section 7. That this ordinance is further conditioned upon applicant completing through action by Columbus City Council the pending rezoning application ZOO-117.

Section 8. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in fore from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed as amended July 8, 2002, Matthew D. Habash, President of Council / Approved as amended July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1024-02

To authorize the Director of the Department of Development to enter into a Jobs Creation Tax Credit Agreement with Odyssey Consulting Services, Inc. at fifty percent (50%) for a period of five (5) taxable years in consideration of Odyssey Consulting Services, Inc. creating 25 (twenty-five) new full-time jobs and retaining 37 (thirty-seven) full-time jobs in the Columbus community.

WHEREAS, pursuant to Section 122.17 of the Ohio Revised Code, the State of Ohio is authorized to establish the Tax Credit Authority and to execute agreements with taxpayers of the State of Ohio for the purpose of granting these taxpayers job creation tax credits against their corporate franchise or income tax, which tax credits are provided to create new jobs in the State of Ohio; and

WHEREAS, the State of Ohio Tax Credit Authority has granted Odyssey Consulting Services, Inc. a 60% 5 year Jobs Creation Tax Credit; and

WHEREAS, pursuant to Section 718.08 of the Ohio Revised Code (the "City Act") a municipal corporation is authorized to grant local income tax credits to taxpayers who have received tax credits from the State; and

WHEREAS, the granting of the tax credit by the City for the proposed expansion project by Odyssey Consulting Services, Inc. will create 25 (twenty-five) full-time permanent jobs; retain 37 (thirty-seven) full-time positions; increase opportunities for employment and strengthen the economy of the city; and

WHEREAS, receiving these tax credits from the State and the City is a critical factor in Odyssey Consulting Services, Inc.'s decision to go forward with the project; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City hereby finds and determines that the project will (1) create jobs in the State and City; (2) the project is economically sound and will benefit the people of the State and City by increasing opportunities for employment and strengthening the economy of the State and City; and (3) receiving the aforementioned tax credits is a critical factor in the decision by Odyssey Consulting Services, Inc. to go forward with the project.

Section 2. That the City Council hereby finds and determines that the project meets all the requirements of the City Act.

Section 3. That the Director of the Department of Development is hereby authorized and directed to enter into and execute a 5-year, 50% Jobs Creation Tax Credit Agreement with Odyssey Consulting Services, Inc.

Section 4. That the ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1025-02

To authorize the Finance Director to establish a Blanket Purchase Order, for process control computer systems maintenance, from a Universal Term Contract in process, for the Division of Water, and to authorize the expenditure of \$141,416.00 from Water Systems Operating Fund. (\$141,416.00)

WHEREAS, the Purchasing Office is in the process of establishing a Universal Term Contract for process control computer systems maintenance, and

WHEREAS, it has become necessary in the usual daily operation of the Division of Water, Department of Public Utilities, to authorize the Finance Director to establish a Blanket Purchase Order, based on this pending contract, for various Division of Water activities, for the preservation of public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized to establish a Blanket Purchase Order, for process control computer systems maintenance, with Metso Automation, based on a Universal Term Contract in process, for the Division of Water, Department of Public Utilities.

Section 2. That the expenditure of \$141,416.00 or as much thereof as may be needed is hereby authorized from Water Works Fund 600, Department 60-09, Object Level One 03, Object Level Three 3369, OCA Codes and amounts listed below, to pay the cost thereof.

OCA CODE	AMOUNT
602417	\$ 27,400.00
602474	\$ 32,536.00
602532	\$ 21,076.00
602649	\$ 60,404.00
TOTAL	\$ 141,416.00

Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney,

City Clerk

ORD. NO. 1026-02

To authorize the Director of the Public Service Department to execute those documents necessary to grant encroachment easements into the east side of West Street from a point approximately 310' south of Nationwide Boulevard to a point 200' southerly there from to allow for the construction of a new office building.

WHEREAS, NWD Investments, LLC has requested the City grant aerial and footer encroachment easements into the east side of West Street from a point approximately 310' south of Nationwide Boulevard to a point 200' southerly there from to allow for the construction of a new office building; and

WHEREAS, after investigation it has been determined that these encroachments will not interfere with the City's use of the West Street right-of-way and that there are no objections to the granting of the requested encroachment easements; and

WHEREAS, a value of \$15,505.00 was determined for the granting of these encroachment easements however, the Land Review Commission has voted to recommend these easements be granted at no charge in recognition of the identification of improvements that further the general welfare of the City of Columbus through significant improvements to the area, the increase in tax revenue that will be generated by the development of the adjacent property, and the willingness of NWD Investments, LLC to relocate utilities from the property being developed; and

WHEREAS, the following legislation authorizes the Director of the Public Service Department to execute those documents necessary to grant the requested encroachment easements; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Public Service Department be and is hereby authorized to execute those documents prepared by the Department of Law, Real Estate Division, necessary to grant the following described encroachment easements to NWD Investments, LLC, to-wit:

Building Encroachment Easement - Strip 1

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 8, Township 5, Range 22, Refugee Tract and being out of the right-of-way of West Street between the elevations of 824.50 feet and 824.92 feet and described as follows:

Beginning, for reference, at the intersection of the northerly right-of-way line of Nationwide Boulevard with the easterly right-of-way line of said West Street, said intersection being a corner to that 0.347 acre tract conveyed to NWD Investments, LLC of record in Instrument Number 200010110207049, Recorder's Office, Franklin County, Ohio;

Thence South 10°31'57" East, with the easterly right-of-way line of said West Street, a westerly line of said 0.347 acre tract, a distance of 262.67 feet to the True Point of Beginning;

Thence South 10°31'57" East, continuing with said easterly right-of-way line, said westerly line, a distance of 76.83 feet;

Thence, across the right-of-way of said West Street, the following courses:

South 79°28'03" West, a distance of 0.50 feet;

North 10°31'57" West, a distance of 76.83 feet;

North 79°28'03" East, a distance of 0.50 feet to the True Point of Beginning and containing 0.0009 acre, more or less.

Elevations are based in the USGS datum of 1929.

Building Encroachment Easement - Strip 2

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 8, Township 5, Range 22, Refugee Tract and being out of the right-of-way of West Street at ground level and described as follows:

Beginning, for reference, at the intersection of the northerly right-of-way line of Nationwide Boulevard with the easterly right-of-way line of said West Street, said intersection being a corner to that 0.347 acre tract conveyed to NWD Investments, LLC of record in Instrument Number 200010110207049, Recorder's Office, Franklin County, Ohio;

Thence South 10°31'57" East, with the easterly right-of-way line of said West Street, a westerly line of said 0.374 acre tract, a distance of 339.50 feet to the True Point of Beginning;

Thence South 10°31'57" East, continuing with said easterly right-of-way line, said westerly line, a distance of 41.17 feet;

Thence across the right-of-way of said West Street, the following courses:

South 79°28'03" West, a distance of 3.42 feet;

North 10°31'57" West, a distance of 41.17 feet;

North 79°28'03" East, a distance of 3.42 feet to the True Point of Beginning and containing 0.0032 acre, more or less.

Building Encroachment Easement - Strip 3

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 8, Township 5, Range 22, Refugee Tract and being out of the right-of-way of West Street between the elevations of 735.25 feet and 737.25 feet and described as follows:

Beginning, for reference, at the intersection of the northerly right-of-way line of Nationwide Boulevard with the easterly right-of-way line of said West Street, said intersection being a corner to that 0.347 acre tract conveyed to NWD Investments, LLC of record in Instrument Number 200010110207049, Recorder's Office, Franklin County, Ohio;

Thence South 10°31'57" East, with the easterly right-of-way line of said West Street, a westerly line of said 0.347 acre tract, a distance of 339.50 feet to the True Point of Beginning;

Thence South 10°31'57" East, continuing with said easterly right-of-way line, said westerly line, a distance of 41.17 feet;

Thence across the right-of-way of said West Street, the following courses:

South 79°28'03" West, a distance of 3.42 feet;

North 10°31'57" West, a distance of 41.17 feet;

North 79°28'03" East, a distance of 3.42 feet to the True Point of Beginning and containing 0.0032 acre, more or less.

Elevations are based on the USGS Datum of 1929.

Building Encroachment Easement - Strip 4

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 8, Township 5, Range 22, Refugee Tract and being out of the right-of-way of West Street between the elevations of 808.10 feet and 810.85 feet and described as follows:

Beginning, for reference, at the intersection of the northerly right-of-way line of Nationwide Boulevard with the easterly right-of-way line of said West Street, said intersection being a corner to that 0.347 acre tract conveyed to NWD Investments, LLC of record in Instrument Number 200010110207049, Recorder's Office, Franklin County, Ohio;

Thence South 10°31'57" East, with the easterly right-of-way line of said West Street, a westerly line of said 0.347 acre tract, a distance of 339.50 feet to the True Point of Beginning;

Thence South 10°31'57" East, continuing with said easterly right-of-way line, said westerly line, a distance of 41.17 feet;

Thence across the right-of-way of said West Street, the following courses:

South 79°28'03" West, a distance of 3.42 feet;

North 10°31'57" West, a distance of 41.17 feet;

North 79°28'03" East, a distance of 3.42 feet to the True Point of Beginning and containing 0.0032 acre, more or less.

Elevations are based on the USGS Datum of 1929.

Building Encroachment Easement - Strip 5

Situated in the State of Ohio, County of Franklin, City of Columbus, Section 8, Township 5, Range 22, Refugee Tract and being out of the right-of-way of West Street between the elevations of 824.50 feet and 824.92 feet and described as follows:

Beginning, for reference, at the intersection of the northerly right-of-way line of Nationwide Boulevard with the easterly right-of-way line of said West Street, said intersection being a corner to that 0.347 acre tract conveyed to NWD Investments, LLC of record in Instrument Number 200010110207049, Recorder's Office, Franklin County, Ohio;

Thence South 10°31'57" East, with the easterly right-of-way line of said West Street, a westerly line of said 0.347 acre tract, a distance of 380.67 feet to the True Point of Beginning;

Thence South 10°31'57" East, continuing with said easterly right-of-way line, said westerly line, a distance of 75.67 feet;

Thence across the right-of-way of said West Street, the following courses:

South 79°28'03" West, a distance of 0.50 feet;

North 10°31'57" West, a distance of 75.67 feet;

North 79°28'03" East, a distance of 0.50 feet to the True Point of Beginning and containing 0.0009 acre, more or less.

Elevations are based on the USGS Datum of 1929.

EVANS, MECHWART, HAMBLETON & TILTON, INC.

John C. Dodgion, Registered Surveyor No. 8069

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1027-02

To authorize the Public Service Director to modify and increase an existing contract with Floyd Browne Associates, Inc., of Delaware for landfill gas monitoring and mitigation services for the Refuse Collection Division and to authorize the expenditure of \$14,000.00 or so much thereof as may be needed from the General Fund. (\$14,000.00)

WHEREAS, the City of Columbus operated several sanitary landfills in the 1960's and 1970's, and

WHEREAS, methane gas is generated from the decomposition of trash; concentrations of this gas constitute a possible explosion hazard, and

WHEREAS, the City retains a liability for ensuring that safe conditions are maintained at these sites and has worked extensively with the Ohio EPA to this end over the years, and

WHEREAS, earlier ordinances (#648-94, #3193-95, #2249-98 and #2039-01) authorized the establishment and subsequent modification of a contract with Floyd Browne Associates, Inc., of Delaware for landfill gas monitoring and mitigation services, and

WHEREAS, this contract must be modified and increased, thereby preserving the public health, peace, property, safety and welfare, now, therefore, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the public Service Director be and hereby is authorized to modify and increase an existing contract (XC813819) with Floyd Browne Associates, Inc., of Delaware, 585 Sunbury Road, Delaware, Ohio 43015-9795, by \$14,000.00 for ongoing landfill gas monitoring and mitigation services and testing device maintenance.

Section 2. That for the purpose of funding this contract modification, the expenditure of \$14,000.00, or so much thereof as may be needed, be and hereby is authorized from Fund 010, the General Fund, Department No. 59-02, Refuse Collection Division, Object Level One Code 03, Object Level Three Code 3336, OCA Code 593566.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1028-02

To authorize the Director of the Public Service Department to execute those documents required to enter into an agreement with Easton Association for the administration of a banner/flag program that will allow for the installation of banners/flags on light poles within Easton Loop East, Easton Loop West and Easton Way right-of-way; to waive those portions of Columbus City Code that prohibit signs within public right-of-way; and to waive those portions of Columbus City Code that require permits and payment of fees for owning and operating facilities within public right-of-way.

WHEREAS, Easton Association recently contacted the Public Service Department, Transportation Division, with a request for permission to install banners/flags on the light poles within those public rights-of-way identified as Easton Loop East, Easton Loop West and a portion of Easton Way; and

WHEREAS, upon receipt of this request the Division of Electricity and the Planning Division were asked to review the request and return comments; and

WHEREAS, these Divisions recommended approval of this request; and

WHEREAS, Columbus City Code, Chapter 902.02 specifically prohibits installation of signs within public rights-of-way; and

WHEREAS, Columbus City Code, Chapter 910, requires a permit and payment of annual fees by those entities owning and operating facilities within public right-of-way; and

WHEREAS, the Public Service Department recommends the requirements of Columbus City Code, Section 902.02 and Chapter 910 be waived as they relate to the installation and maintenance of banners/flags under this proposed program; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Public Service Department be and is hereby authorized to execute those documents necessary to enter into an agreement with Easton Association for the administration of a banner/flag program that will allow for the installation and maintenance of banners/flags on light poles within those public rights-of-way identified as Easton Loop East, Easton Loop West and a portion of Easton Way.

Section 2. That this Council has determined it is in the best interest of the City of Columbus to allow the installation of banners/flags within those rights-of-way identified as Easton Loop East, Easton Loop West and Easton Way and hereby waives the provisions of Columbus City Codes (1959) Revised, Section 902.02 that prohibit installation of signs within public right-of-way.

Section 3. That this Council has determined it is in the best interest of the City of Columbus to allow the installation of banners/flags within those rights-of-way identified as Easton Loop East, Easton Loop West and Easton Way and hereby waives the provisions of Columbus City Codes (1959) Revised, Chapter 910 as they would relate to the owning and operation of structures and facilities within these public rights-of-way.

Section 4. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1029-02

To accept the plats titled WILLIAMS CREEK SECTION 5 PART 1 and WILLIAMS CREEK SECTION 5 PART 2, from Dominion Homes Inc., an Ohio corporation.

WHEREAS, the plats titled WILLIAMS CREEK SECTION 5 PART 1 and WILLIAMS CREEK SECTION 5 PART 2 (hereinafter "plats"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, Dominion Homes Inc., an Ohio corporation, owners of the platted land, desires to dedicate to the public use all or such parts of the Lanes shown on said plats and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plats; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the plat titled WILLIAMS CREEK SECTION 5 PART 1 on file in the office of the City Engineer, Engineering and Construction Division, be and the same is hereby accepted.

Section 2. That the plat titled WILLIAMS CREEK SECTION 5 PART 2 on file in the office of the City Engineer, Engineering and Construction Division, be and the same is hereby accepted.

Section 3. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1030-02

To change the name of that right-of-way currently shown on the plat titled Prestwick Green, Section 2, Part 2, as St. George Drive to Grove Hill Drive.

WHEREAS, the Transportation Division is requesting that the right-of-way currently shown on the recorded plat titled Prestwick Green, Section 2, Part 2, as St. George Drive be changed to Grove Hill Drive; and

WHEREAS, the following legislation authorizes the proposed name change; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the right-of-way currently referred to as St. George Drive on the recorded plat titled Prestwick Green, Section 2, Part 2, be and hereby is changed to Grove Hill Drive.

Section 2. That this ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1090-02

To accept the plat titled WAGGONER GROVE SECTION 1, from National Church Residences of Waggoner Road, an Ohio corporation not-for-profit, by Joseph R. Kasberg, Secretary/Treasurer, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service in that it is immediately necessary to pass this ordinance as an emergency measure because seasonal construction must commence in July to meet deadlines for occupancy of newly platted homes and this is for the same reason necessary for the immediate preservation of the public peace, property health or safety; and

WHEREAS, the plat titled WAGGONER GROVE SECTION 1 (hereinafter "plat"), has been submitted to the City Engineer's Office for approval and acceptance; and

WHEREAS, National Church Residences of Waggoner Road, an Ohio corporation not-for-profit, by Joseph R. Kasberg, Secretary/Treasurer, owner of the platted land, desires to dedicate to the public use all or such parts of the Avenues, Boulevard, Drive and Alley shown on said plat and not heretofore so dedicated; and

WHEREAS, after examination, it has been found to be in the best interest of the City to accept said plat; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the plat titled WAGGONER GROVE SECTION 1 on file in the office of the City Engineer, Transportation Division, be and the same is hereby accepted.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed as amended July 8, 2002, Matthew D. Habash, President of Council / Approved as amended July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1096-02

To set forth a statement of municipal services to be provided to the area contained in a proposed annexation (AN02-024) of 15± Acres in Prairie Township to the City of Columbus as required by the Ohio Revised Code and to declare an emergency.

WHEREAS, a petition for the annexation of certain territory in Prairie Township was duly filed by William Ritter, et al. on June 7, 2002; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County on August 7, 2002; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the 1994 Westland Area Plan planning area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 15± acres in Prairie Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

First response from: Station 26, 5433 Fisher Road, 10 Personnel/ 3 Paramedics.

Apparatus responding: Paramedic/Engine, Medic, and Ladder.

Time: 4 minutes

Second response from: Station 31, 5305 Alkire Road, 6 Personnel/ 3 Paramedics.

Apparatus responding: Paramedic/Engine, and Medic.

Time: 9 minutes.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Streets: Maintenance will be available for any additional right-of-way that may be included in this annexation request.

Water: This site can be served by an existing 16 inch main located in W. Broad Street and an existing 12 main located in Galloway Road.

Sewer:

Sanitary Sewer:

This annexation can be served by an existing 24 inch sewer that passes through the site.

Storm Sewer:

All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1097-02

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN02-020) of 140.8± Acres in Plain Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

WHEREAS, a petition for the annexation of certain territory in Plain Township was duly filed by Wayne L. Hursey, et al. on June 19, 2002; and

WHEREAS, a hearing on said petition is scheduled before the Board of County Commissioners of Franklin County; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area and within the Rocky Fork-Blacklick Accord planning area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 140.8± acres in Plain Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed

development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

First response from: Station 29, 5151 Little Turtle Way, 6 Personnel/3 Paramedics.

Apparatus responding: Paramedic/Engine, and Medic.

Time: 5 minutes.

Second response from: Station 6, 5750 Maple Canyon, 8 Personnel/4 Paramedics.

Apparatus responding: Paramedic/Engine, Medic, Battalion Chief, and EMS Supervisor

Time: 13 Minutes

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Streets: Maintenance will be available for any additional right-of-way that may be included in this annexation request.

Water: This site can be served by an existing 16 inch main located in Central College Road.

Sewer:

Sanitary Sewer: This area will be served by the proposed Big Walnut Trunk, which should be constructed by

2004.

Storm Sewer: All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 140.8 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Plain Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer separating the use of the annexed territory and the adjacent land remaining within Plain Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1098-02

To set forth a statement of municipal services and zoning conditions to be provided to the area contained in a proposed annexation (AN02-021) of 73.2± Acres in Jackson Township to the city of Columbus as required by the Ohio Revised Code and to declare an emergency.

WHEREAS, a petition for the annexation of certain territory in Jackson Township was duly filed by Sladeco, Inc. on June 20, 2002; and

WHEREAS, a hearing on said petition will be scheduled before the Board of County Commissioners of Franklin County; and

WHEREAS, the Ohio Revised Code requires that before said hearing the Municipal Legislative Authority shall adopt a statement indicating what services, if any, the municipal corporation will provide to the territory proposed for annexation upon annexation; and

WHEREAS, the Ohio Revised Code requires that before said meeting the Municipal Legislative Authority to adopt an ordinance stating zoning buffering conditions; and

WHEREAS, properties proposed for annexation are included within the Columbus Comprehensive Plan study area; and

WHEREAS, upon annexation, properties will have uniform access to City services as they become available; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to present this ordinance to the Franklin County Board of Commissioners in accordance with the Ohio Revised Code all for the preservation of the public peace, property, health safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the city of Columbus will provide the following municipal services for 73.2± acres in Jackson Township upon the annexation of said area to the city of Columbus:

Public Safety: The City of Columbus, Department of Public Safety will be able to provide the appropriate level of safety related services to the proposed annexation area. Such services will include police and fire protection as well as emergency medical service to the subject property.

While the petitioner for annexation may have proposed future development plans for the property in question, the Department of Public Safety requests that the City exercise its discretion in the coming development planning and review process to ensure any future development will be properly served by the Department of Public Safety. Discussions between the City and the present property owner or any future developers regarding post annexation changes in zoning or other changes to the property should include the Department of Public Safety and the Department of Development to ensure any proposed development of the annexation property may be adequately accommodated. Specific details for safety services are dependent upon the parameters of future development that is ultimately approved by the City.

At the present time fire protection for the proposed annexation is as follows:

First response from: Station 31, 5305 Alkire Road, 6 Personnel/ 3 Paramedics.

Apparatus responding: Paramedic/Engine, Medic, and Tank Wagon.

Time: 7 minutes.

Second response from: Station 12, 3200 Sullivant Avenue, 10 Personnel/ 3 Paramedics.

Apparatus responding: Paramedic/Engine, Medic and Ladder.

Time: 10 minutes.

Sanitation: Residential refuse collection services will be available upon annexation of the property.

Streets: Maintenance will be available for any additional right-of-way that may be included in this annexation request.

Water: An existing 12 inch main located in Demorest Road must be extended by the developer to serve this site

Sewer:

Sanitary Sewer: This area will be served by a proposed trunk sewer that is scheduled to be constructed to the south side of I-270 in 2003.

Storm Sewer: All storm sewers necessary for development/redevelopment of the area shall be designed in accordance with design policy and zoning codes in effect at the time of development.

All sanitary and storm sewers required shall be constructed privately by the owners/developers at their own cost and expense with no cost to the city.

Section 2. If this 73.2 acre site is annexed and if the City of Columbus permits uses in the annexed territory that the City of Columbus determines are clearly incompatible with the uses permitted under current county or township zoning regulations in the adjacent land remaining within Jackson Township, the Columbus City Council will require, in the zoning ordinance permitting the incompatible uses, the owner of the annexed territory to provide a buffer

separating the use of the annexed territory and the adjacent land remaining within Jackson Township. For the purpose of this section, "buffer" includes open space, landscaping, fences, walls, and other structured elements: streets and street right-of-way; and bicycle and pedestrian paths and sidewalks.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1099-02

To authorize and direct the Finance Director to modify and extend the city-wide contracts for the option to purchase Standard Truck Brake Parts, Supplies and Accessories, Rim & Wheel Service, Transport Specialist, and City Center International, and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, vendors have agreed to extend FL900105, FL900106, FL900104 and FL900103 at current prices and conditions to and including January 31, 2003, and it is in the best interest of the City to exercise this option; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL900105, FL900106, FL900104 and FL900103 for an option to purchase Standard Truck Brake Parts, Supplies and Accessories thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL900103, Center City International Trucks, Inc.; FL900104 with Genuine Parts Company operating as Automotive Parts Company dba NAPA Columbus Distribution, FL900105, Rim & Wheel Service; and FL900106, Transport Specialist to and including January 31, 2003.

Section 2. That this modification is in accordance with Section 329.13 of the Columbus City Codes

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1100-02

To authorize and direct the Finance Director to modify the contract for the option to purchase Furnishings, with Continental Office Environments, and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal proposals, and negotiated a contract with the highest ranked offerer; and

WHEREAS, vendor has agreed to modify FL000815 at prices originally offered for all city agencies to and including March 31, 2004, and it is in the best interest of the City to exercise this option; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to modify FL000815 for an option to purchase Furnishings thereby preserving the public health, peace, property, safety, and welfare, now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to modify FL000815 with Continental Office Environments to and including March 31, 2004.

Section 2. That this modification is in accordance with Section 329.13 of the Columbus City Codes

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1101-02

To authorize and direct the Finance Director to enter into two contracts for an option to purchase Pharmaceuticals, with Capital Wholesale Drug Company, and Bound Tree LLC, to authorize the expenditure of two dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on May 23, 2002 and selected the lowest bids; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into two contracts for an option to purchase Pharmaceuticals, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to enter into two contracts for an option to purchase Pharmaceuticals in accordance with Solicitation No. SA000231DRM as follows:

Company	Item(s)	Amount
Capital Wholesale Drug Co.	1, 2, 3, 6, 9, 15, 17, 20, 21,22,33,34 and 35	\$1.00
Bound Tree Medical LLC	19, 26 and 27	\$1.00

No award will be made on items 4, 5, 7, 8, 10-14, 16, 18, 23-25 and 28-32.

Section 2. That the expenditure of \$2.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

Section 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1102-02

To authorize and direct the Finance Director to modify and extend the citywide contract for the option to purchase Lab Supplies, with VWR Scientific Products, and to declare an emergency.

WHEREAS, the Purchasing Office advertised and solicited formal bids, and selected the lowest bid; and

WHEREAS, vendor has agreed to extend FL000293 at current prices and conditions to and including July 31, 2003, and it is in the best interest of the City to exercise this option; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to extend FL000293 for an option to purchase Lab Supplies thereby preserving the public health, peace, property, safety, and welfare, now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to modify and extend FL000293 with VWR Scientific Products to and including July 31, 2003.

Section 2. That this modification is in accordance with Section 329.13 of the Columbus City Codes

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1103-02

To authorize and direct the Finance Director to enter into three contracts for an option to purchase Thermo Pavement Marking Materials, with M.H. Corbin, Inc., Avery Dennison/Stimsonite and Flint Trading, Inc., to authorize the expenditure of three dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$3.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on April 4, 2002 and selected the lowest bids; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into three contracts for an option to purchase Thermo Pavement Marking Materials, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to enter into three contracts for an option to purchase Thermo Pavement Marking Materials in accordance with Solicitation No. SA000218BGB as follows:

Company	Item(s)	Amount
M.H. Corbin, Inc.	1, 4, 6, 7, 14, 16-27, 29-35, 37-43, 46-48, 50-61 and 63	\$1.00
Avery Dennison/Stimsonite	2, 8-13, 28, 36, 44, 45 and 49	\$1.00
Flint Trading Company, Inc.	3,5, 15 and 62	\$1.00

Section 2. That the expenditure of \$3.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

Section 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1104-02

To authorize and direct the Finance Director to enter into a contract for an option to purchase Street Name Sign Brackets, with J. O. Herbert Company, to authorize the expenditure of one dollar to establish the contract from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$1.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on March 14, 2002 and selected the lowest responsive, responsible and best bid; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into a contract for an option to purchase Street Name Sign Brackets, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to enter into a contract for an option to purchase Street Name Sign Brackets in accordance with Solicitation No. SA000209BGB as follows:

Company	Item(s)	Amount
J. O. Herbert Company	All	\$1.00

Section 2. That the expenditure of \$1.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

Section 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1105-02

To authorize and direct the City Auditor to contract for professional auditing services, and to authorize the expenditures of \$36,550.00. And to authorize the payment of the City's proportionate share of audit costs of certain of the City's subgrantee agencies (\$5,000.00) from the general fund, and to declare an emergency. (\$41,550.00)

WHEREAS, the City of Columbus performs numerous social services via third party contractors, and

WHEREAS, these services are funded by federal, state and city funds, and at times a combination thereof, and

WHEREAS, the City Auditor anticipates awarding a professional service contract for auditing services of subrecipients of the City's grants, and

WHEREAS, the ordinance will also include funds for the City to pay a proportionate share of audit costs of subgrantee agencies who select their own auditors, but in compliance with City and Federal requirements, and

WHEREAS, the City does not now, nor has it ever, maintain the quantity of staff necessary to perform such audits, and

WHEREAS, these services are required annually and will be required annually in the future, and

WHEREAS, the City Auditor believes contracting for these services is most cost effective for the City, and

WHEREAS, it is necessary to contract for professional auditing services for the audits of 14 of the City's subgrantees having a total of 22 contracts, totaling more than \$6.1 million; now, therefore

WHEREAS, an emergency exists in the usual daily operation of the City Auditor's office, in that it immediately necessary to enter into contract with Premier Accounting Solutions, Inc., CPA's for the preservation of the public health, peace, property, safety and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor be and hereby is authorized and directed to contract for professional auditing services pursuant to Section 329.11 of the Columbus City Code.

Section 2. That the expenditure of \$36,550.00 or as much thereof as may be necessary, be authorized from General Fund 010, Department 22-01, Object Level 03, OCA 220129, for the purpose of engaging 1 certified public accounting firm to perform such audits.

Section 3. That the City Auditor be authorized to pay the proportionate share of audit costs incurred by various other City subgrantee contractors who engage certified public accountants to perform such audits and that expenditures not to exceed \$5,000.00 be authorized from General Fund 010, Department 22-01, Object 03, OCA 220129.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1106-02

To authorize and direct the Finance Director to enter into two contracts for an option to purchase Highway Rock Salt, with American Rock Salt company, LLC, Cargill, Inc.-Deicing Technology, to authorize the expenditure of two dollars to establish contracts from the Purchasing/Contract Operation Fund, and to declare an emergency. (\$2.00)

WHEREAS, the Purchasing Office advertised and solicited formal bids on April 25, 2002 and selected the lowest bids; and

WHEREAS, this ordinance addresses Purchasing objectives of 1) maximizing the use of City resources by obtaining optimal products/services at low prices and 2) encouraging economic development by improving access to City bid opportunities and 3) providing effective option contracts for City agencies to efficiently maintain their supply chain and service to the public; and

WHEREAS, an emergency exists in the usual daily operation of the Purchasing Office in that it is immediately necessary to enter into two contracts for an option to purchase Highway Rock Salt, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and is hereby authorized and directed to enter into two contracts for an option to purchase Highway Rock Salt in accordance with Solicitation No. SA000245BGB as follows:

Company	Item(s)	Amount
American Rock Salt Company, LLC	Primary: All Items	\$1.00
Cargill Inc. - Deicing Technology	Secondary: All Items	\$1.00

Section 2. That the expenditure of \$2.00 is hereby authorized from Purchasing Contract Account, Organization Level 1: 45-01, Fund: 05-516, Object Level 3: 2270, OCA: 451120, to pay the cost thereof.

Section 3. That for the reason stated in the preamble here to, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1107-02

To authorize the Finance Director to establish a contract for the purchase of one (1) Voith Turbo Coupling from Morgantown Machine & Hydraulics, for the Division of Sewerage and Drainage; to authorize the expenditure of \$25,522.00 from the Sewerage System Operating Fund, and to declare an emergency (\$25,522.00)

WHEREAS, four (4) bids for the purchase of a Voith Turbo Coupling, proposal #S0000205BGB was received and opened by the Purchasing Office on March 14, 2002; and,

WHEREAS, Morgantown Machine & Hydraulics is the lowest responsive and responsible bid and meets or exceeds all of the written specifications and is acceptable; now, therefore,

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, for the preservation of the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Finance Director be and he is hereby authorized to award and execute the necessary documents, with Morgantown Machine & Hydraulics for purchase of a Voith Turbo Coupling, for use at the Southerly Wastewater Treatment Plant within the Division of Sewerage and Drainage, Department of Public Utilities.

Section 2. That the expenditure of \$25,522.00 or so much thereof as may be needed, is hereby authorized from Sewerage System Operating Fund, Fund No. 650, as follows:

Division No. 60-05 - Department of Public Utilities

OCA	Object Level One	Object Level Three	Amount
604793	06	6624	\$25,522.00

to pay the cost thereof.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor disapproves the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1108-02

To authorize and direct the Director of Finance to issue a purchase order to Jeter Systems Corporation for the purchase of Year 2003 color-coded file folders and year, alpha and numeric labels, the third purchase of a four year contract, on behalf of the Municipal Court Clerk, to authorize the expenditure of \$64,570.08 from the General Fund and to declare an emergency. (\$64,570.08)

Whereas, the Municipal Court Clerk requires the purchase of Year 2003 color-coded custom end tab file folders and various year, alpha and numeric labels for the Civil and Criminal/Traffic Divisions per the specifications addressed in Bid Proposal No. SO-001124-FM, and

Whereas, it is necessary to authorize the Director of Finance to enter into contract for said purchase so as to continue the daily operation in the office of the Municipal Court Clerk, and

Whereas, Ordinance 1856-00 approved by Council on July 24, 2000 allowed a four year agreement for 2001, 2002, 2003 and 2004 purchases on a year-to-year basis if agreeable by all parties and with Council approval, and

Whereas, this Ordinance will allow for the third purchase of the four, and

Whereas, an emergency exists in the usual daily operation of the Clerk's Office in that it is immediately necessary to issue said purchase order for the preservation of the public health, peace, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Finance be and is hereby authorized on behalf of the Municipal Court Clerk to issue a purchase order to Jeter Systems Corporation for the purchase of Year 2003 color-coded custom end-tab file folders and various year, alpha and numeric labels.

Section 2. That the expenditure of \$64,570.08 or so much thereof as may be necessary to pay the cost thereof is hereby authorized to be paid from the Municipal Court Clerk 2002 General Fund budget, Fund 010, Organization One 2601, OCA Code, Object Level One, Object Level Three as follows.

OCA Code	Object Level One	Object Level Three	Amount
260141	02	2211	\$17,773.20
260158	02	2211	\$46,796.88

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is hereby declared to be an emergency measure and shall take affect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1109-02

To authorize the intra-fund transfer of \$21,898.34 with in the Capital Improvement Fund appropriation and transfer of \$34,696.34 from the Special Income Tax Fund to the Facilities Management Capital Improvement Fund and to authorize the Public Service Director to modify a contract for the Division of Facilities Management with J.L. Bender, Inc. for professional services associated with renovation of floors 7, 8, 17, and 18 of the Municipal Court Building and to authorize the expenditure of \$135,000.00 form the Facilities Management's Capital Improvement Fund and to declare an emergency. (\$135,000.00)

WHEREAS, it is necessary to transfer funds within Facilities Management Capital Improvement Fund to renovate the 7th and 8th floors of the Municipal Court Building, and

WHEREAS, it is necessary to finish construction of the 17th and 18th floors of the Municipal Court Building, and

WHEREAS, in order to accomplish the aforementioned projects it is necessary to modify a contract with Bender, Inc., for professional services, and

WHEREAS, the City will sell notes or bonds to fund said project, and

WHEREAS, the aggregate principal amount of obligation which the city will issue to finance the project is presently expected not to exceed \$34,696.34, and

WHEREAS, the Division of Facilities Management finds it necessary to authorize the Public Service Director to modify a contract with J.L. Bender, Inc. for professional services associated with renovation of the probation and prosecutors office at 375 South High Street, thereby preserving the public health, peace, property, safety, and welfare; now therefore:

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That from the unappropriated monies in the Special Income Tax Fund (430) and from all monies estimated to come into said fund form any and all sources and unappropriated for any other purpose during the fiscal year ending December 31, 2002 the sum of \$34,696.34 is hereby appropriated to the City Auditor, Department 22-01 Object Level 01, Code 10, Object Level 05, 5501, OCA Code 902023.

Section 2. That the City Auditor is hereby authorized and directed to transfer said funds to the Municipal Court Building Renovation Fund, Fund 733, Project 570055 at such time as is deemed necessary by the City Auditor.

Section 3. That \$135,000.00 is hereby appropriated within the Facilities Management Capital Improvement Fund 733, Department 59-07, OCA Code 643437, Object Level One Code 06, Object Level Three Code 6620, Project 570055.

Section 4. That upon obtaining other funds for these Capital Improvements the City Auditor is hereby authorized to repay the Special Income Tax Fund the amount transferred under Section 2 above and said funds are the deemed appropriated for such purpose.

Section 5. That the City Auditor is authorized to make any accounting changes to revise the funding source any contract or contract modifications with the expenditure of the funds transferred under Section 2 above.

Section 6. That the City intends this ordinance to constitute an official intent for purpose of Section 1.15-2(e) of the Treasury Regulations promulgated pursuant to the Internal Revenue Code of 1986.

Section 7. That the City Auditor is hereby authorized and directed to transfer funds within the division of Facilities Management Capital Improvement Fund as follows:

TRANSFER FROM:

Div	Fund	OCA Code	Project	Object Level 1	Object Level 3	Title	Amount
59-07	733	644229	570041	06	6620	Rec/Park Facilities	\$ 3,579.06
59-07	733	643437	570043	06	6620	Municipal Ct. Bldg. Renovation	\$1,175.45
59-07	733	643437	570051	06	6620	Municipal Ct. Elevator	\$ 6,802.42
59-07	733	643437	570052	06	6620	New Police Training Academy	\$ 8,777.29
59-07	733	643437	570053	06	6620	Blind School Renovation	\$ 1,500.00
59-07	733	594549	570054	06	6620	Old Police HQ Renovation	\$ 64.12

TRANSFER TO:

Div	Fund	OCA Code	Project	Object Level 1	Object Level 3	Title	Amount
59-07	733	642553	570055	06	6620	Municipal Ct. Renovation Prosecutor/Probation	\$21,898.34

Section 8. That the Public Service Director be and is hereby authorized to modify a contract with J.L. Bender, Inc. for professional services associated with the renovation of the 7th, 8th, 17th and 18th floors of the Municipal Courts Building, 375 South High Street.

Section 9. That the expenditure of \$135,000.00 or so much whereas as may be needed from the Facilities Improvement Fund 733, Department 5907, OCA Code 642 5 53 ^Object-Level. One Code 06, Object Level Three Code 6620, Project 570055 for this purpose.

Section 10. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1110-02

To authorize the transfer of \$12,425.00 cash and appropriation between projects within the Voted 1995, Voted 1999 Streets and Highways Fund and the appropriation and expenditure of the same amount therein; to authorize the Director of Public Service to modify and increase the contract with Ohio Civil Design and Management for the preparation of construction plans for the Mock Road and High Street at Williams Road project for the Transportation Division; and to declare an emergency. (\$12,425.00)

WHEREAS, contract EA 012918 was authorized by ordinance No. 1141-99, passed May 10, 1999, executed June 22, 1999 and approved by the City Attorney on June 28, 1999; and

WHEREAS, it is necessary to modify this contract to revise the curb ramp design to conform to current design standards per the consultant's letter of September 5, 2001 for the Mock Road and High Street at Williams Road project; and

WHEREAS, a transfer of cash and appropriation between projects within the Voted 1995, Voted 1999 Streets and Highways Fund will make money available for this project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that the contract should be modified immediately so that the work may proceed without delay, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE CONCL OF THE CITY OF COLUMBUS:

Section 1. That cash and appropriation authority in the amount of \$12,425.00 shall be transferred within the Voted 1995, Voted 1999 Streets and Highways Fund no. 704, for the Transportation Division, Dept./Div. 59-09, Object Level Three 6682, as follows:

TRANSFER FROM:

<u>Project</u>	<u>OCA Code:</u>	<u>Amount:</u>
530103	644385	\$12,425.00

Street Rehabilitation

TRANSFER TO:

<u>Project</u>	<u>OCA Code:</u>	<u>Amount:</u>
440005	644385	\$12,425.00

UIRF-E&C/ Traffic

Section 2. That the Director of Public Service is hereby authorized to modify and increase contract no. EA 012918 with Ohio Civil Design and Management, 2960 Royalwood Drive, Dublin, OH 43017 to complete the design and construction plans for the Mock Road and High Street at Williams Road project in accordance with the plans on file in the office of the Director of Public Service.

Section 3. That for the purpose of paying the cost of the contract modification, the sum of \$12,425.00 or so much thereof as may be necessary, is hereby authorized to be expended for the Voted 1995, Voted 1999 Streets and Highways Fund 704, for the Transportation Division, Dept./Div. 59-09, OCA code 644385, Object Level Three 6682 and project 440005.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the mayor, or ten days after passage if the mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1111-02

To authorize the Public Service Director to modify and extend a contract for the Facilities Management Division with Environmental Management, Inc. for landscape maintenance and snow removal services for various City owned facilities, to authorize the expenditure of \$20,000 from the Facilities Management Division General Fund budget; and to declare an emergency. (\$20,000.00)

WHEREAS, a contract with Environmental Management, Inc. was established through the competitive bid process for landscape maintenance and snow removal services for various City owned facilities, and

WHEREAS, Ordinance No. 1455-99, passed by City Council on June 21, 1999, authorized the Public Service Department, Facilities Management Division, to enter into contract with Environmental Management, me. for landscape maintenance and snow removal services for various City owned facilities, and

WHEREAS, the original contract between the Public Service Department, Facilities Management Division, and Environmental Management, Inc., for landscape maintenance and snow removal services for various City owned facilities had a renewal option, and

WHEREAS, there is a need to renew the contract with Environmental Management, Inc., for landscape maintenance and snow removal services, and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to authorize the Public Service Director to modify and extend a contract with Environmental Management, Inc., for landscape maintenance and snow removal services for various City owned facilities, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Public Service Director be and is hereby authorized to modify contract EL-000165 with Environmental management, Inc. for landscape maintenance and snow removal services for various City owned facilities.

Section 2. That the expenditure of \$20,000.00, or so much thereof as may be needed in regard to the action authorized in SECTION 1, be and is hereby authorized and approved as follows.

Div	Fund	OCA Code	Object Level 1	Object Level 3	Amount
59-07	010	281006	03	3370	\$ 20,000.00

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1112-02

To authorize the transfer of \$138,136.44 cash and appropriation between projects within the Voted 1995, Voted 1999 Streets and Highways Fund and the expenditure of the same amount therein; to authorize the Director of Public Service to modify and increase the contract for construction of the Neighborhood Commercial Revitalization #5 East Main Street project for the Transportation Division; and to declare an emergency. (\$138,136.44)

WHEREAS, contract EA026046 was authorized by ordinance no. 1660-00, passed on July 10, 2000, was executed on July 18, 2000 and was approved by the City Attorney on July 19, 2000; and

WHEREAS, it is necessary to modify this contract to provide for additional work for the Neighborhood Commercial Revitalization #5 East Main Street project; and

WHEREAS, a transfer of cash and appropriation between projects within the Voted 1995, Voted 1999 Streets and Highways Fund will make money available for this project; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that the contract should be modified immediately, thereby preserving the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That cash and appropriation authority in the amount of \$138,136.44 shall be transferred within the Voted 1995, Voted 1999 Streets and Highways Fund no. 704, for the Transportation Division, Dept./Div. 59-09, Object Level Three 6631, as follows:

TRANSFER FROM:

Project		OCA Code:	Amount:
530103	Street Rehabilitation	644385	\$28,477.20
530161	Roadway Improvements	644385	109,659.24
	Total:		\$138,136.44

TRANSFER TO:

Project		OCA Code:	Amount:
530058	UIRF - E & C / Traffic	644385	\$138,136.44

Section 2. That the Director of Public Service be and is hereby authorized to modify and increase the construction contract EA026046 with Columbus Asphalt Paving, Inc., 1196 Technology Drive, Gahanna, Ohio 43230 by \$138,136.44 for additional work on the Neighborhood Commercial Revitalization #5 East Main Street project for the Transportation Division.

Section 3. That the sum of \$138,136.44 is hereby authorized to be expended from the Voted 1995, Voted 1999 Streets and Highways Fund 704, for the Transportation Division, Dept./Div. 59-09, OCA Code 644385, Object Level Three 6631 and Project 530058.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1113-02

To authorize the Public Service Director to enter into a contract for the Facilities Management Division with Air Force One, Inc. for the repair of the air conditioning at 750 Piedmont Avenue, to authorize the expenditure of \$37,300.00 from the Facilities Management Division General Fund budget, and to declare an emergency. (\$37,300.00)

WHEREAS, it is necessary to repair the air conditioning at 750 Piedmont Avenue, and

WHEREAS, the Facilities Management Division solicited informal bids for repair of the air conditioning at 750 Piedmont Avenue, and

WHEREAS, Air Force One, Inc. is the lowest and best bid, and

WHEREAS, a Mayor's Emergency was declared to facilitate the repair and an emergency exists in the usual daily operation of the Public Service Department, Facilities Management Division, in that it is immediately necessary to authorize the Public Service Director to enter into a contract with Air Force One, Inc., for the repair of the air conditioning at 750 Piedmont Avenue, thereby preserving the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Public Service Director be and is hereby authorized to enter into a contract for the Facilities Management Division with Air Force One, Inc. for the repair of the air conditioning at 750 Piedmont Avenue.

Section 2. That the expenditure of \$37,300.00, or so much thereof as may be necessary in regard to the action authorized in Section 1, be and is hereby authorized and approved as follows:

Division	Fund	OCA Code	Object Level 1	Object Level 3	Amount
59-07	010	281006	03	3372	\$ 37,300.00

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1114-02

To authorize the Public Service Director to assign to U.S. Roofing Inc., all past, present and future City of Columbus business done with U.S. Roofing and to declare an emergency.

WHEREAS, the City of Columbus has a contract with U.S. Roofing for a new roof at 240 Parsons Avenue, and

WHEREAS, on January 1, 2001, U.S. Roofing's Federal I.D. Number was 31-1106585 after incorporating U.S. Roofing, Inc., Federal I.D. Number became 31-1746641, and

WHEREAS, in order to pay U.S. Roofing, Inc. for a completed contract it is necessary to assign all past, present and future City business with U.S. Roofing, Federal I.D. Number 31-1106585 to U.S. Roofing, Inc., Federal I.D. Number 31-1746641, and

WHEREAS, an emergency exists in the usual daily operation of the Facilities Management Division in that it is immediately necessary to make such an assignment thereby preserving the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS

Section 1. That the Public Service Director be and is hereby authorized and directed to assign to U.S. Roofing Inc. all past, present and future City business with U.S. Roofing and to execute any and all documents necessary thereto.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves or vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1115-02

To authorize the Director of the Department of Development to modify four Empowerment-Zone contracts with the Columbus Compact Corporation by extending the contract termination date to June 30, 2003; and to declare an emergency.

WHEREAS, the Director of the Department of Development desires to modify four contracts with the Columbus Compact Corporation, namely EZ-Administration, Economic Development, Neighborhood Life, and Community Values & Cultural Life; and

WHEREAS, this legislation will extend the contracts for an additional twelve (12) month to June 30,2003;and

WHEREAS, the modifications are necessary to allow time for the Columbus Compact Corporation and its subrecipients to fully expend the respective contract and subcontract balances and allow the programs to close out; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Development in that it is immediately necessary to modify the above mentioned contracts with the Columbus Compact Corporation, in order to preserve the public peace, health, safety, and welfare; and now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Department of Development is hereby authorized to modify the following contracts with the Columbus Compact Corporation by extending the contracts for twelve (12) additional months with termination dates of June 30,2003.

#DL002027 Empowerment Zone Administration

#DL002044 Economic Development

#DL002045 Neighborhood Life

#DL002043 Community Values & Cultural Life

Section 2. That these contract modifications are awarded pursuant to Section 329.13 of the Columbus City Codes, 1959, as amended.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance shall take effect and be in force immediately from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1116-02

To authorize the Director of the Department of Technology to modify a contract with Oracle Corporation for the purchase of a citywide network license for Oracle development and end/user tools and to authorize the expenditure of \$451,542.00 from the Information Services Fund, and to declare an emergency. (\$451,542.00) and to declare an emergency.

WHEREAS, this legislation authorizes the Director of the Department of Technology to modify contract CT-19272 with Oracle Corporation for the purchase of a citywide base server license for Oracle development and end/user tools with related support for the Department of Technology, Information Services Division; and

WHEREAS, the Department of Technology has the need to convert from a concurrent user license to a server base license, due to the current licensing arrangement has become obsolete; and

WHEREAS, by purchasing a citywide Oracle base server license the City will realize substantial cost savings over the next four years; and

WHEREAS, a server base license will allow an unlimited number of users to access programs linked to Oracle applications, versus a limited user access; and

WHEREAS, while at the same time this server base license will give the City the capability to web enable these applications for citizens use; and

WHEREAS, it is in the best interest of the City to modify CT-19272 to continue support of current applications and programs such as; Performance Series, GIS, Open Data, Income Tax and BSD applications; and

WHEREAS, an emergency exists in the usual daily operation of the Information Services Division in that it is immediately necessary to modify a contract with Oracle Corporation thereby preserving the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1 That the Director of the Department of Technology be and is hereby authorized to modify and extend CT-19272 for software license and support services from Oracle Corporation in order to continue the support existing applications and programs; such as Income Tax, GIS, Performance Series and Open Data.

Section 2. That the expenditure of \$451,542.00 or so much thereof as may be necessary is hereby authorized to be expended from:

Dept./Division:	47-02	47-02
Fund/Subfund:	514/001	514/001
OCA Code:	281832	281832
Object Level 1:	03	03
Object Level 3:	3358	3369
Amount:	\$390,111.00	\$61,431.00

SECTION 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1117-02

To authorize the City Auditor to make an intra-subfund transfer of monies within the 1999 Voted Flood and Storm Sewer Fund pursuant to providing the necessary capital project funds for the Kilbourne Run Erosion Control Project for the Division of Sewerage and Drainage; to amend the Capital Improvements Budget to accommodate said project; to authorize the Director of Public Utilities to modify the contract with Woolpert LLP for construction administration services; to authorize the expenditure of \$87,210.37; and to declare an emergency. (\$87,210.37)

WHEREAS, it is required in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, to maintain, upgrade and expand its storm sewer collection system; and

WHEREAS, this transfer does not adversely affect the Neighborhood Project-Memory Lane or the Olde Orchard Area Stormwater System Improvements Project; and

WHEREAS, Contract No. XC817986 was authorized by Ordinance No. 181-97, passed February 3, 1997; executed February 12, 1997; and approved by the City Attorney on March 3, 1997; and

WHEREAS, Modification No. 1 was authorized by Ordinance No. 815-98, passed March 23, 1998; executed April 16, 1998; and approved by the City Attorney on April 28, 1998; and

WHEREAS, it is necessary to modify Contract No. XC817986 to authorize the funds required to allow payment to Woolpert LLP for construction administration services associated with the Kilbourne Run Erosion Control Project at the earliest practicable date, and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to transfer said funds, amend the 2001 Capital Improvements Budget and to authorize the Director of Public Utilities to modify the contract for professional engineering design and technical project services for the Kilbourne Run Erosion Control Project, for the preservation of the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor is hereby authorized and directed to transfer monies within the said fund as follows:

**Division of Sewerage and Drainage, Division 60-15
Fund 705, Voted 1999 Flood and Storm Sewer Fund, OCA 644401**

FROM:

	PROJECT NAME	AMOUNT
610998	Neighborhood Project - Memory Lane	\$114,653.23
	TOTAL	\$114,653.23

TO:

	PROJECT NAME	AMOUNT
610954	Kilbourne Run Erosion Control	\$114,653.23
	TOTAL	\$114,653.23

Section 2. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 3. That the 2001 Capital Improvements Budget Ordinance No. 726-01 is hereby amended as follows, in order to establish sufficient funding authority for the various capital improvements projects:

CURRENT:

	PROJECT TITLE	2001 BUDGET AMOUNT
610931	Olde Orchard Area Stormwater System Imprv.	\$1,000,000.00
610954	Kilbourne Run Erosion Control	\$0.00
	TOTAL	\$1,000,000.00

AMENDED TO:

	PROJECT TITLE	2001 BUDGET AMENDED	CHANGE AMOUNT
610931	Olde Orchard Area Storm. System Imprv.	\$585,346.00	(\$414,654.00)
610954	Kilbourne Run Erosion Control	\$414,654.00	\$414,654.00
	TOTAL	\$1,000,000.00	\$0.00

Section 4. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. XC817986 with Woolpert LLP, 2760 Airport Drive, Suite 140, Columbus, Ohio 43219 for professional engineering services in connection with the Kilbourne Run Erosion Control Project in order to provide for payment of construction administration services in accordance with the terms and conditions as shown on the contract on file in the office of the Division of Sewerage and Drainage.

Section 5. That for the purpose of paying the cost of the professional engineering services contract modification, the following expenditure, or as much thereof as may be needed, be and the same is hereby authorized as follows:

Division	Fund	Project	Object Level Three	OCA Code	Amount
60-15	705	610954	6682	610954	\$87,210.37

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1118-02

To authorize the Director of Public Utilities to enter into a professional engineering services contract with Malcolm Pirnie, Inc., for the preparation of construction plans and specifications for the Adena Brook Ravine Area Sanitary Sewer Improvements Project, to authorize the appropriation, transfer and expenditure of \$539,455.00 from the Sewer System Permanent Improvements Fund; to amend the 2001 Capital Improvements Budget for the Division of Sewerage and Drainage; and to declare an emergency. (\$539,455.00)

WHEREAS, the Division of Sewerage and Drainage, Department of Public Utilities has completed a comprehensive study of the sanitary infrastructure within the Clintonville community; and

WHEREAS, the result of this infrastructure evaluation was the development of a prioritized listing of capital improvement projects that will rehabilitate and improve the sanitary systems serving the Clintonville community; of which this contract will provide construction plans and specifications for the Adena Brook Ravine Area Sanitary Sewer Improvements Project; and

WHEREAS, the Director of the Public Utilities requested detailed proposals from the firms of Malcolm Pirnie, Brown & Caldwell, and Camp Dresser & McKee for the aforementioned project services; and received these proposals on March 29, 2002; in accordance with the procurement provisions of Section 329.11 of the Columbus City Codes; and

WHEREAS, based upon an evaluation of these proposals utilizing predetermined criteria, a selection committee determined that Malcolm Pirnie, Inc., submitted the best proposal for the required project services, to which the Director of the Department of Public Utilities concurred; and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that is immediately necessary to authorize the Director of Public Utilities to execute the subject contract so as to allow the immediate commencement of the aforementioned services; to appropriate and transfer funds from within the Sewer System Permanent Improvements Fund; and to amend the 2001 Capital Improvements Budget to affect the said award, without delay; thereby preserving the public health, peace and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the City Auditor is hereby authorized and directed to appropriate a total of \$539,455.00 within the Sewer System Permanent Improvements Fund No. 671, into the following project account as follows:

Project	Title	OCA Code	Amount
671999	Unallocated Balance-Fund 671	900671	\$539,455.00

Section 2. That the City Auditor is hereby authorized and directed to transfer monies in the said fund as follows:

**Division of Sewerage and Drainage, Division 60-05
Fund No. 671, Sewer System Permanent Improvement Fund**

FROM:

Project	Title	OCA Code	Amount
671999	Unallocated Balance-Fund 671	900671	\$539,455.00

TO:

Project	Title	OCA Code	Amount
650665	Adena Brook Ravine San. Improve.	671665	\$539,455.00

Section 3. That the City Auditor is hereby authorized and directed to transfer any unencumbered balance in the project account to the unallocated balance account within the same fund upon receipt of certification by the Director of the Department administering said project that the project has been completed and the monies are no longer required for said project; except that no transfer shall be so made from a project account funded by monies from more than one source.

Section 4. That the 2001 Capital Improvements Budget Ordinance No. 0726-01 is hereby amended as follows, in order to provide sufficient budget authority for the execution of a professional engineering service contract award as referenced in the preamble hereto:

CURRENT:

Project CIP No.	Project Title	2001 Budget Amount
452501	GIS	\$2,129
650473	Brewery Area Separation District	\$1,212
650575	Ashwood/Barcher Road Sewer Assessment	\$1,600
650600	Franklin-Main Interceptor Rehabilitation	\$1,297,865
650667	Adena Brook Ravine San. Improve.	\$0
650892	Scioto River West Floodwall	\$802,902
671999	Unallocated Balance of Fund 671	\$21,581
	TOTAL	\$2,127,289

TO:

Project CIP No.	Project Title	2001 Budget Amount	Change Amount
452501	GIS	\$0	-\$2,129
650473	Brewery Area Separation District	\$0	-\$1,212
650575	Ashwood/Barcher Road Sewer Assessment	\$0	-\$1,600
650600	Franklin-Main Interceptor Rehabilitation	\$1,056,916	-\$240,949
650667	Adena Brook Ravine San. Improve.	\$539,455	\$539,455
650892	Scioto River West Floodwall	\$772,900	-\$30,002
671999	Unallocated Balance of Fund 671	\$0	-\$21,581
TOTAL	\$2,369,271	\$241,982	

Section 5. That the Director of Public Utilities be, and hereby is, authorized to enter into a professional engineering services contract with Malcolm Pirnie, Inc., 1900 Polaris Parkway, Suite 200, Columbus, OH 43240-2020, in connection with the capital improvements project identified within the preamble hereto, in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage's Sewer System Engineering Section.

Section 6. That for the purpose of paying the cost of the professional engineering services contract the expenditure of \$539,455.00, or as much thereof as may be needed, be and the same is hereby authorized as follows:

Division	Fund	Object Level Three	Project Acct.	OCA	Amount
60-05	671	6676	650665	671665	\$539,455.00

Section 7. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1119-02

To authorize the Director of Public Utilities to contract with McDaniel's Construction Corporation, Inc. for the necessary construction services; to provide for payment of prevailing wage coordination and testing services to the Transportation Division; for costs associated with the Kilbourne Run Channel Improvements Project, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$327,442.86 from the 1999 Voted Flood and Storm Sewer Fund; and to declare an emergency. (\$327,442.86)

WHEREAS, bids for construction of the Kilbourne Run Channel Improvements Project were received March 13, 2002, and

WHEREAS, it is necessary to authorize the Director of the Department of Public Utilities to award and execute a construction contract and to encumber and expend funds to provide for payment of prevailing wage coordination and testing services for costs associated with the Kilbourne Run Channel Improvements Project. This will allow the construction services to begin at the earliest practicable date.

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to contract for the aforementioned project for the preservation of the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities be, and hereby is, authorized to award and execute a contract for construction of the Kilbourne Run Channel Improvements Project with the lowest and best bidder, McDaniel's Construction Corporation, Inc., 1069 Woodland Avenue, Columbus, Ohio 43219, in the amount of \$323,142.86 in accordance with the terms and conditions of the Contract on file in the office of the Division of Sewerage and Drainage; and to obtain the necessary prevailing wage coordination and testing services from the Transportation Division; and to pay up to a maximum of \$4,300.00.

Section 2. That for the purpose of paying the cost of the construction contract, the cost of the prevailing wage coordination services, the following expenditure, or as much thereof as may be needed, is hereby authorized as follows:

Division	Fund	Project	Object Level Three	OCA Code	Amount
60-15	705	610954	6621	610954	\$327,442.86

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1120-02

To authorize the Director of Public Utilities to modify the professional construction management services contract with H. R. Gray & Associates, Inc., to provide for services needed during construction of the Jackson Pike Wastewater Treatment Plant New Headworks, Preliminary Treatment and Reliability Improvements, Contract J205, for the Division of Sewerage and Drainage; to authorize the expenditure of \$694,000.00 from the Ohio Water Pollution Control Loan Fund; and to declare an emergency. (\$694,000.00)

WHEREAS, Contract No. CT19099 was authorized by Ordinance No. 3135-97, passed December 15, 1997; and

WHEREAS, it is immediately necessary to modify Contract No. CT19099 to provide funds for construction management services needed during construction of the Jackson Pike Wastewater Treatment Plant New Headworks, Project No. 650252, Preliminary Treatment and Reliability Improvements, Contract J205; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to authorize the Director of Public Utilities to modify Contract No. CT19099 at the earliest practicable date for the immediate preservation of the public health, peace, property and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Public Utilities be, and hereby is, authorized to modify Contract No. CT19099 with H. R. Gray & Associates, Inc., 1335 Dublin Road, Suite 108-B, Columbus OH 43215, for professional construction management services, to provide for services for the Jackson Pike Wastewater Treatment Plant New Headworks, Project No. 650252, Preliminary Treatment and Reliability Improvements, Contract J205, in accordance with the terms and conditions as shown on the Modification on file in the office of the Division of Sewerage and Drainage.

Section 2. That the expenditure of \$694,000.00, or as much thereof as may be needed, be and the same hereby is authorized from the Ohio Water Pollution Control Loan Fund, Fund 666, Division 60-05, Division of Sewerage and Drainage, OCA Code 650252, Object Level Three 6678. Project No. 650252, to pay the cost of this contract modification.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1121-02

To appropriate the proceeds of Ohio Water Development Authority loan CS392261-02, in the amount of \$16,145,000.00. in the Ohio Water Pollution Control Loan Fund, for the Division of Sewerage and Drainage; and to declare an emergency. (\$16,145,000.00)

WHEREAS, The City has received funding from the Ohio Water Development Authority, State of Ohio Water Pollution Control Loan Fund (WPCLF) Loan No. CS392261-02 for the Jackson Pike Wastewater Treatment Plant New Headworks, Project 650252, Preliminary Treatment and Reliability Improvements, Contract J204, project; and

WHEREAS, funds are necessary to enable the engineering and construction activities associated with the Jackson Pike Wastewater Treatment Plant New Headworks, Project 650252, Preliminary Treatment and Reliability Improvements, Contract J204, project; and

WHEREAS, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is immediately necessary to appropriate the WPCLF loan proceeds, for the preservation of the public health, peace, property, and safety; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That from the unappropriated monies in Fund 666, and from all monies estimated to come into said fund from any an all sources, and unappropriated for any other purpose during the fiscal year ending December 31, 2002, the sum of \$16,145,000.00 is hereby appropriated to the Division of Sewerage and Drainage, Division 60-50, Fund 666, Object Level One 06, OCA Code 650252, Object Level Three 6624. Project 650252.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1122-02

To authorize the Director of Finance to issue Blanket Purchase Orders for the purchase of Wet Polymer from pending Universal Term Contracts with Polydyne Inc., for the Division of Sewerage and Drainage; to authorize the expenditure of \$775,000.00 from the Sewerage System Operating Fund, and to declare an emergency. (\$775,000.00)

WHEREAS, the Purchasing Office is in the process of establishing two (2) Universal Term Contracts (#SA000202JRM) with Polydyne Inc. for the option to obtain Wet Polymer; and,

WHEREAS, the Division of Sewerage and Drainage desires to purchase Wet Polymer in accordance with the pending Universal Term Contracts; and,

WHEREAS, an emergency exists in the usual daily operations of the Division of Sewerage and Drainage, Department of Public Utilities, for the preservation of the public health, peace, property, safety, and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of Finance be and he is hereby authorized to issue two (2) Blanket Purchase Orders for the purchase of Wet Polymer on the basis of said pending Universal Term Contracts with Polydyne, Inc. for use in the Division of Sewerage and Drainage, Department of Public Utilities.

Section 2. That the expenditure of \$775,000.00 or so much thereof as may be needed, is hereby authorized from the following funds and indexes:

Sewerage System Operating Fund 650
Division No. 60-05 - Department of Public Utilities

OCA	Object Level One	Object Level Three	Amount
605022	2204	02	\$375,000.00
605055	2204	02	400,000.00
		TOTAL	\$775,000.00

to pay the cost thereof.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor disapproves the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1123-02

To authorize the Director of the Public Service Department to execute those documents required to sell the excess right-of-way on the north side of Spruce Street, west of Neil Avenue; to waive the competitive bidding provisions of Columbus City Codes and to declare an emergency.

WHEREAS, the City of Columbus, is the owner of the excess right-of-way on the north side of Spruce Street, west of Neil Avenue; and

WHEREAS, the adjacent property owner, MND LLC, has requested the opportunity to purchase this right-of-way, to allow for lot expansion and subsequent construction of a new office building and parking on their adjacent property; and

WHEREAS, after investigation, it has been determined that the transfer of the requested right-of-way will not adversely affect the City; and

WHEREAS, the Department of Law, Real Estate Division established an estimated value of \$12.50 per square foot for this right-of-way; and

WHEREAS, the Land Review Commission voted to recommend that this right-of-way be sold to Moody-Nolan, Inc., for \$3.00 per square foot in recognition of the value of the improvements being constructed by MND LLC, that will further the general welfare of the City of Columbus by retaining jobs within the downtown area, the relocation of utilities undertaken by MND LLC, as a part of this project and the physical enhancements to the site that will occur as a part of the landscaping proposed by MND LLC; and

WHEREAS, an emergency exists in the usual daily operation of the Public Service Department in that it is immediately necessary to authorize the Director to execute those documents required to transfer this excess right-of-way so that MND LLC, can complete construction of the proposed improvements to this site within the current construction season; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Director of the Public Service Department be and is hereby authorized to execute quit claim deeds and other incidental instruments prepared by the Department of Law, Real Estate Division, necessary to transfer the following described right-of-way to MND LLC, for \$80,721.00; to-wit:

Situated in the County of Franklin, in the State of Ohio, and in the City of Columbus and bounded and described as follows:

Commencing at the intersection of the west right-of-way line for Neil Avenue and the North right-of-way line for Spruce Street; thence north 86° 56' 10" west a distance of 423.81 feet along the north right-of-way line for Spruce Street to the place of beginning; beginning at an iron pin found at the southwest corner of 0.780 acre tract now or formerly owned by MND LLC, auditor's parcel no 010-054167-00 and also being in the North right-of-way line of Spruce Street;

Thence North 03° 04' 19" East a distance of 10.00 feet along the West line of the 1.780 acre tract to an iron pin found; thence North 51° 11' 00" West, 130.07 feet along the West line of the 1.780 acre tract to an iron pin found; thence North 03° 04' 19" East a distance of 70.00 feet along the West line of the 1.780 acre tract to an iron pin found in the southerly right-of-way line for FRA-670-3.17 and the northwest property corner of the 1.780 acre tract; thence North 86° 56' 10" West a distance of 140.00 feet along the southerly right-of-way line for FRA-670-3.17 to an iron pin set at the northwest corner of the tract herein conveyed; thence South 03° 04' 19" West a distance of 156.00 feet along the westerly line of the tract herein conveyed to an iron pin set in the north right-of-way line for Spruce Street; thence South 86° 56' 11" East along the North right-of-way line for Spruce Street a distance of 245.57 feet to the place of beginning.

It is understood that the above described parcel of land contains 0.618 acres more or less.

The basis of bearing for this description is taken from ODOT plan FRA-670-1.25 dated 1994.

This description prepared by Alden M. McGee, P.S. Registration No. 5679.

Section 2. That the above referenced real property shall be considered excess road right-of-way and the public rights therein shall terminate upon the Director's execution and delivery of said quit claim deeds to the grantees thereof.

Section 3. That a general utility easement in, on, over, across and through the above described excess right-of-way shall be and hereby is retained unto the City of Columbus for those utilities currently located within said excess right-of-way.

Section 4. That the \$80,721.00 to be received by the City as consideration for the sale of this right-of-way shall be deposited in Fund 748, Project 537650.

Section 5. That this Council has determined it is in the best interest of the City of Columbus to allow these rights-of-way to be sold without requiring competitive bidding and hereby waives the competitive bidding provision of Columbus City Codes (1959) Revised, Section 329.25 with regards to the transfer of these properties.

Section 6. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1125-02

To authorize the Board of Health to enter into a contract with Neighborhood House, Inc. to provide care coordination and case management services for the Healthy Start grant program; to authorize the expenditure of \$252,270 from the Health Department Grants Fund to pay the cost thereof, and to declare an emergency. (\$252,270)

WHEREAS, funding is available from the U.S. Department of Health and Human Services to contract with Neighborhood House, Inc., to provide care coordination and case management services for the Healthy Start grant program; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to enter into a contract with Neighborhood House, Inc. for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Board of Health is hereby authorized and directed to enter into a contract with Neighborhood House, Inc. for care coordination and case management services for the Healthy Start grant program for the period June 1, 2002 through May 31, 2003.

Section 2. That to pay the costs of said contract, the expenditure of \$252,270 is hereby authorized from the Health Department Grants Fund, Fund No. 251, Health Department, Division 50-01, Grant No. 502017, OCA Code 502017, Object Level One 03, Object Level Three 3337.

Section 3. That this contract is awarded in accordance with Section 329.15 of the Columbus City Code.

Section 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1126-02

To authorize the Board of Health to accept a grant from the Ohio Department of Health in the amount of \$135,566; to authorize the appropriation of \$135,566 from the unappropriated balance of the Health Department Grants Fund, and to declare an emergency. (\$135,566)

WHEREAS, grant funds have been made available from the Ohio Department of Health for the Childhood Lead Poisoning Prevention Project; and, WHEREAS, it is necessary to accept these funds from the Ohio Department of Health for the implementation of the Childhood Lead Poisoning Prevention Project; and,

WHEREAS, this ordinance is submitted as an emergency to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Columbus Health Department in that it is immediately necessary to accept this grant from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Board of Health is hereby authorized and directed to accept the grant award totaling \$135,566 from the Ohio Department of Health for the Childhood Lead Poisoning Prevention Project for the period July 1, 2002 through June 30, 2003.

Section 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending December 31, 2002, the sum of \$135,566 is hereby appropriated to the Health Department, Division No. 50-01 as follows:

Grant No.	OCA	Object Level One	Amount	Description
502022	502022	01	\$135,566	Personnel
Total Appropriation:			\$135,566	

Section 3. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commission, and that no order shall be drawn or money paid except by voucher, the form of which shall be approved by the City Auditor.

Section 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

ORD. NO. 1127-02

To authorize and direct the Board of Health to accept this grant from the Ohio Department of Health in the amount of \$3,207,801; to authorize the appropriation of \$3,207,801 from the unappropriated balance of the Health Department Grants Fund; and to declare an emergency. (\$3,207,801)

WHEREAS, \$3,207,801.00 in grant funds have been made available through the Ohio Department of Health for the Women, Infants and Children program for the period of October 1, 2002 through September 30, 2003; and,

WHEREAS, it is necessary to accept and appropriate these funds from the Ohio Department of Health for the continued support of the WIC program; and,

WHEREAS, this ordinance is submitted as an emergency so as to allow the financial transaction to be posted in the City's accounting system as soon as possible. Up to date financial posting promotes accurate accounting and financial management; and,

WHEREAS, an emergency exists in the usual daily operation of the Health Department in that it is immediately necessary to accept these grant funds from the Ohio Department of Health and to appropriate these funds to the Health Department for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Board of Health is hereby authorized and directed to accept a grant award totaling \$3,207,801.00 from the Ohio Department of Health for the Women, Infants and Children program for the period October 1, 2002 through September 30, 2003.

Section 2. That from the unappropriated monies in the Health Department Grants Fund, Fund No. 251, and from all monies estimated to come into said Fund from any and all sources during the twelve months ending September 30, 2003, the sum of \$3,207,801 is hereby appropriated to the Health Department, Division No. 50, as follows:

OCA	Grant No.	Object Level One	Purpose	Amount
502016	502016	01	Personnel Services	\$2,648,877
502016	502016	02	Materials & Supplies	\$ 70,000
502016	502016	03	Services Operation & Maintenance	\$ 488,924
Total for Grant No. 502016				\$3,207,801

Section 3. That the monies appropriated in the foregoing Section 2 shall be paid upon the order of the Health Commissioner and that no order shall be drawn or money paid except upon voucher, the form of which shall be approved by the City Auditor.

Section 4. That for reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RESOLUTIONS**RES. NO. 125X-02**

To adopt the 2003 Tax Budget and to authorize and direct the City Auditor to submit said budget to the County Budget Commissions and to declare an emergency.

WHEREAS, under Section 5705.028 R.C. of Ohio, the City of Columbus is required to adopt a tax budget on or before July 15, 2002, and

WHEREAS, under Section 5705.30 R.C. of Ohio, the tax budget so adopted must be submitted to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio on or before July 20, 2002, and

WHEREAS, an emergency exists in the usual daily operation for the City of Columbus in that it is necessary to provide for the filing of this tax budget in order to preserve the public peace, property, health, safety and welfare of the City and its inhabitants; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS, FRANKLIN, FAIRFIELD, AND DELAWARE COUNTIES, STATE OF OHIO:

Section 1. That the annual tax budget on file in the City Clerk's Office with this resolution and marked "Exhibit A", is the annual tax budget for the City of Columbus setting forth in itemized form, the estimated amount of money for the year 2003 and the same is hereby adopted.

Section 2. That the City Auditor be and he is hereby authorized to certify a copy of this tax budget to the Auditors of Franklin County, Fairfield County and Delaware County, Ohio.

Section 3. That for the reasons stated in the preamble hereto which is made a part hereof this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Note: Annual Tax Budget on file in the City Clerk's Office.

Adopted July 8, 2002 Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RES. NO. 136X-02

To set Regular Meeting(s) No. 32 and 33 of City Council on Monday, July 15, 2002 at 5:00 p.m. and 6:30 p.m. respectively, in Council Chambers, and to declare an emergency.

WHEREAS, an emergency exists in the usual daily operation of the Office of the City Clerk in that it is necessary to establish the number of meetings of City Council to fulfill the requirements of Section 8 of the City Charter; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Regular Meeting No. 32 and 33 of City Council be and they are hereby set for Monday, July 15, 2002 at 5:00 p.m. and 6:30 p.m. in Council Chambers.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this Resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Adopted July 8, 2002 Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RES. NO. 137X-02

To repeal Resolution 043X-02; adopted March 18, 2002; to support the application of National Church Residences and National Housing Trust for Low Income Housing Tax Credits (Hilltop Senior Village Phase II); and to declare an emergency.

WHEREAS, technical corrections must be made in Resolution 043X-02 which requires a repeal of the original resolution and adoption of this corrected resolution; and

WHEREAS, the Ohio Housing Finance Agency (OHFA) is requesting applications for the Low Income Housing Tax Credit Program (LIHTC) from developers to create affordable housing in areas of high need and for special populations having the highest need; and

WHEREAS, the allocation plan offers competitive points for local government support in the form of a City Council resolution; and

WHEREAS, the National Church Residences and National Housing Trust are proposing the development of new senior housing with supportive services (restricted to residents aged 55 years and older) at 300 Overstreet Way; and

WHEREAS, the project will contain a total of one hundred (100) elderly units (one and two bedroom); and

WHEREAS, twelve (12) of the project's units will be affordable to extremely low income persons making thirty percent (30%) or less of Area Median Gross Income (AMGI), and

WHEREAS, seventy-three (73) of the project's units will serve low income persons who make forty-eight percent (48%) or less of the Area Median Gross Income (AMGI), and

WHEREAS, fifteen (15) of the elderly units will be market rate; and

WHEREAS, the project conforms with the goals of the Consolidated Plan in that it increases the supply of affordable rental housing; and

WHEREAS, the developer has presented the proposal to the Greater Hilltop Area Commission; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to approve the resolution below, all for the immediate preservation of the public health, property, safety and welfare; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Resolution 043X-02 adopted March 18, 2002 be and is hereby repealed.

Section 2. That the City of Columbus supports by the National Church Residences and National Housing Trust for Low Income Housing Tax Credits to attract financial investment for the development of new elderly housing at 300 Overstreet Way in the Hilltop.

Section 3. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Adopted as amended July 8, 2002 Matthew D. Habash, President of Council / Approved as amended July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

RES. NO. 138X-02

To support the creation of the Columbus Downtown Development Corporation, its intent being to implement the Strategic Business Plan for Downtown Columbus; To repeal Resolution 122X-02, adopted June 17, 2002; and to declare an emergency.

WHEREAS, on June 17, 2002 Council adopted Resolution 122X-02 to support the creation of the Columbus Downtown Development Corporation, its intent being to implement the Strategic Business Plan for Downtown Columbus; and

WHEREAS, it is now necessary to repeal Resolution 122x-02 and replace it with this corrected resolution so that it is consistent with the Columbus Downtown Development Corporation's code of regulations as to the authority to appoint corporate board members; and

WHEREAS, Downtown Columbus is a vital economic engine for the City of Columbus and also the regional economy, constituting less than one percent of the land in Franklin County but representing 13% of the commercial/industrial tax base, and its more than 140,000 jobs making it the largest employment center in the region; and

WHEREAS, the issue of continuing vitality of Downtown Columbus is at risk, with an office vacancy rate among the highest in the nation, a struggling retail environment, and a lack of residents, among its issues; and

WHEREAS, in response to these issues the City of Columbus engaged a team of consultants, the public and private sector leadership, and the community at large to create a comprehensive Downtown business plan, with specific strategies to address both the immediate and long-term issues and challenges; and

WHEREAS, the City of Columbus recognizes that government cannot facilitate a Downtown "turnaround" by itself, the complex nature of the plan requiring a commitment, capacity and resources that stretch far beyond the public sector; and

WHEREAS, the private sector leadership of this community has stepped forward and indicated their commitment to help implement this plan, through their willingness to govern and support a separate non-profit corporation; and

WHEREAS, the Council and the Mayor of the City of Columbus have oversight authority of this corporation through its appointments to the board; and

WHEREAS, an emergency exists in the usual daily operation of the City of Columbus in that it is immediately necessary to repeal Resolution 122x-02 and adopt the corrected version of the resolution, all for the immediate preservation of the public health, property, safety and welfare; now, therefore, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That Resolution 122X-02, adopted June 17, 2002, be and is hereby repealed.

Section 2. That this Council with the full support of the Mayor of the City of Columbus, does hereby support the creation of the Columbus Downtown Development Corporation (CDDC), and supports the CDDC's mission to implement the Downtown business plan.

Section 3. That this Council authorizes the City of Columbus to partner with the Columbus Downtown Development Corporation, to assist it in its mission of rebuilding, growing and sustaining Downtown Columbus.

Section 4. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this resolution is declared to be an emergency measure and shall take effect and be in force from and after its adoption and approval by the Mayor, or ten days after adoption if the Mayor neither approves nor vetoes the same.

Adopted July 8, 2002 Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

BIDS WANTED - PURCHASING OFFICE

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporations, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus, or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614) 645-7599

BID OPENING DATE 07/15/02**BID FOR PURCHASE OF GAS CHROMATOGRAPH-MASS SPECTROMETER**

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on Monday, July 15, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: Police

Bid for Purchase of Gas Chromatograph-Mass Spectrometer Solicitation No. SA0000289DRM in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(07/06/02; 07/13/02)

BID OPENING DATE 07/18/02**BID FOR ONE (1) TON CREW CAB PICKUP**

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on JULY 18, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: RECREATION & PARKS

Bid for ONE (1) TON CREW CAB PICKUP Solicitation No. SA-000291 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(07/06/02; 07/13/02)

BID FOR OEM MOTORCYCLE PARTS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on JULY 18, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: FLEET MANAGEMENT

Bid for OEM MOTORCYCLE PARTS Solicitation No. SA-000295 GRW in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(07/06/02; 07/13/02)

BID FOR PURCHASE OF TANK ALTITUDE CONTROL VALVES

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on JULY 18, 2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: WATER DIVISION

Bid for PURCHASE OF TANK ALTITUDE CONTROL VALVES Solicitation No. SA000274BGB in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(07/06/02; 07/13/02)

BID FOR PURCHASE OF A DATA LOGGER SYSTEM

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on JULY 18.2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: WATER DIVISION

Bid for PURCHASE OF A DATA LOGGER SYSTEM Solicitation No. SA000282BGB in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(07/06/02; 07/13/02)

BID FOR OFFICE CHAIRS AND FURNITURE

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on JULY 18.2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

SPECIAL NOTICE: Prevailing Wages apply.

Envelopes must be plainly marked: DIVISION OF WATER

Bid for OFFICE CHAIRS AND FURNITURE Solicitation No. SA000292HJB in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(07/06/02; 07/13/02)

BID OPENING DATE 07/25/02

BID FOR 55 CPM/PPM DIGITAL COPIERS/PRINTERS (UTC)

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on JULY 25.2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: FINANCE DEPARTMENT/PURCHASING OFFICE

Bid for 55 CPM/PPM DIGITAL COPIERS/PRINTERS (UTC Solicitation No. SA000296RFM in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(07/13/02; 07/20/02)

BID FOR OFFICE CHAIRS

Sealed proposals for the following items will be received by the Purchasing Office at its office at 50 West Gay Street, 1st Floor, Columbus, Ohio 43215, until 11:00a.m. Local Time on JULY 25.2002 and at that time will be publicly opened and read. Proposals received after the time for opening of bid will be returned to the bidder unopened. The City will not be responsible for late mail or other deliveries.

Envelopes must be plainly marked: DIVISION OF POLICE

Bid for OFFICE CHAIRS Solicitation No. SA000297HJB in accordance with specifications on file in the Purchasing Office.

Joel Taylor, Finance Director

(07/13/02; 07/20/02)

BIDS WANTED - OTHER DIVISIONS

Each proposal shall contain the full name and address of every person, firm or corporation interested in the same, and if corporations, the name and address of the President and Secretary.

EQUAL OPPORTUNITY CLAUSE: Each responsive bidder shall submit, with its bid, a contract compliance certification number or a completed application for certification. Compliance with the provisions of Article I, Title 39, is a condition of the contract. Failure to comply with this Article may result in cancellation of the contract.

WITHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractor's employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

LOCAL CREDIT: For all contracts except professional service contracts: In determining the lowest bid for purpose of awarding a contract not exceeding \$20,000.00, a local bidder shall receive a credit equal to five percent (5%) of the lowest bid submitted by a non-local bidder. In determining the lowest bid for purposes of awarding a contract in excess of \$20,000.00, a local bidder shall receive a credit equal to one percent (1%) or \$10,000.00, whichever is less, of the lowest bid submitted by a non-local bidder. A local bidder is a person, corporation or business which (a) has listed its principal place of business as being located within the corporation limits of the City of Columbus, or the County of Franklin in official documents filed with Secretary of State, State of Ohio, or a valid vendor's license which indicates its place of business is located within the corporation limits of the City of Columbus or County of Franklin.

FOR COPIES OF ANY OF THE FOLLOWING BID PROPOSAL CALL (614) 645-7599

BID FOR DEPOSIT OF PUBLIC MONEY

Notice is hereby given in accordance with Chapter 321 of the Columbus City Codes, 1959 to all banks, and building and loan or savings associations or companies situated in Franklin County, Ohio, whose application for deposit of public money has been approved by the Columbus Depository Commission that bids will be accepted by the City Treasurer for the deposit of inactive funds:

The City Treasurer will accept such bids by telephone (645-7727) or in person between the hours of 8:00 a.m. and 10:45 a.m. Monday through Friday. Such bids should specify the time span of the certificate of deposit, the rate of interest being offered, the amount of funds being bid upon, and the beginning and ending date for which said bid is applicable. By order of the Columbus Depository Commission.

THOMAS ISAACS, Chairman
HUGH J. DORRIAN, Secretary
JOEL S. TAYLOR, Member

BID OPENING DATE 07/17/02

GARDEN ROAD -MAIZE ROAD AREA REHABILITATION PROJECT CAPITAL IMPROVEMENT PROJECT NO. 650652

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4105, until 3:00 p.m. Local Time on July 24, 2002 and publicly opened and read at that hour and place for the following project: GARDEN ROAD -MAIZE ROAD AREA REHABILITATION PROJECT, CAPITAL IMPROVEMENT PROJECT NO. 650652

The City of Columbus's contact person for this project is Gary W. Gilbert, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-7436.

The work for which proposals are invited consists of the following: Providing all labor and materials for the installation of approximately 2,221 LF of 8-inch Cured-in-Place Pipe (CIPP) rehabilitation, rehabilitation/sealing of 128 manholes, sealing of 28 clean-outs and such other work as may be necessary to complete the contract in accordance with the plans and specifications. Copies of the Contract Documents and the plans (CC-12584) are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3044, 910 Dublin Road, Columbus, Ohio 43215-9053. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released. Videotapes and logs of the internal sewer inspection are available at no cost for the first set. Additional sets of videotapes will be the responsibility of the bidder.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted **IN THEIR ENTIRETY** in a sealed envelope marked: GARDEN ROAD - MAIZE ROAD AREA REHABILITATION PROJECT, CAPITAL IMPROVEMENT PROJECT NO. 650652

PROJECT BIDDING - CURED-IN-PLACE PIPE

This project has been designed utilizing cured-in-place pipe (CIPP) rehabilitation methods and materials. The City of Columbus, Division of Sewerage and Drainage, has evaluated and approved the following cured-in-place rehabilitation methods/materials for use within the sanitary sewer system:

- (1) INSITUFORM®
- (2) IN LINER USA®
- (3) CIPP CORP®
- (4) NATIONAL LINER®

Bidding on this project is strictly limited to Contractors proposing utilization of any of the approved systems. Contractor's proposals for other non-approved systems will be considered non-responsive.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. The bond must express the amount of the bond in dollars and cents in order to be considered responsive. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

CONTRACT PREVAILING WAGE DETERMINATION

As a condition of Federal financial participation in the construction cost of this Contract, the prevailing rates of wages as determined by the Secretary of Labor as shown by the following wage schedule are a part of this Contract. The Contractor to whom the award is made and all its subcontractors shall pay not less than the prevailing rate of wages for the classes of work called for by this public improvement in the locality where the Work is to be performed. These rates were obtained from the Department of Labor and it is believed that they are in the latest rates in effect. The City assumes no responsibility in the event of an error in listing the rates. The Bidder and/or Contractor shall verify the correctness thereof. The prevailing wage rates applicable to this project as determined by the Secretary of Labor are included in the Specification. The Contractor shall submit to the City's Prevailing Wage Coordinator, Division of Construction Inspection, 1800 East 17th Avenue, Columbus, OH 43219, weekly certified payrolls of its labor forces and all subcontractor's labor forces for review of compliance to the prevailing wage rates. Payment of any partial or final payment estimate otherwise due to the Contractor will be withheld when the Prevailing Wage Coordinator finds the Contractor to be delinquent in the furnishing of payment information or to be out of compliance with the requirements for payment of prevailing wages.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SUBSURFACE DATA

No subsurface geotechnical investigations were performed for this project.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 180 calendar days after the effective date of the Notice to Proceed.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)

This procurement is subject to the EPA Policy of encouraging the participation of small businesses in rural areas (SBRAs). It is EPA Policy that recipients of EPA financial assistance awards utilize the services of small businesses in rural areas (SBRAs), to the maximum extent practicable. The objective is to assure that such small business entities are afforded the maximum practicable opportunity to participate as subcontractors, suppliers and otherwise in EPA-awarded financial assistance programs. This policy applies to all contracts and subcontracts for supplies, construction, and services under EPA grants or cooperative agreements. Small purchases are also subject to this policy.

VIOLATING FACILITIES

All prospective bidders shall be required to comply with all applicable standards, order, or requirements under Section 306 of the Clean Air Act, 42 USC 1857 (h). Section 508 of the Clean Water Act, 33 USC 1368, Executive Order 11738, and EPA regulations, 40 CFR Part 32, which prohibits the use under non-exempt Federal contracts, grants, or loans of facilities included on the EPA List of Violating Facilities.

John R. Doult, P.E., Director of Public Utilities

(07/06/02; 07/13/02)

**WALHALLA RAVINE AREA SANITARY IMPROVEMENTS PROJECT, PART A
CAPITAL IMPROVEMENT PROJECT NO. 650662**

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4105, until 3:00 p.m. Local Time on July 24, 2002 and publicly opened and read at that hour and place for the following project: WALHALLA RAVINE AREA SANITARY IMPROVEMENTS PROJECT, PART A, CAPITAL IMPROVEMENT PROJECT NO. 650662

The City of Columbus's contact person for this project is Gary W. Gilbert, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-7436.

The work for which proposals are invited consists of the following

A. Cured-in-Place Pipe (CIPP) rehabilitation of 21,439 LF of sanitary sewer consisting of 19,979 LF of 8-inch, 1,198 LF of 10-inch and 262 LF of 12-inch sanitary sewers.

B. Rehabilitation of 128 manholes with total depth of 1,275 VLF

C. Other associated work including traffic control, bypass pumping, sanitary sewer cleaning and CCTV sewer inspection.

Copies of the Contract Documents and the plans (CC-12916) are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3044, 910 Dublin Road, Columbus, Ohio 43215-9053. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Videotapes and logs of the internal sewer inspection are available at no cost for the first set to the approved Cured-in-Place-Pipe (CIPP) bidders. Videotapes and logs consisting of thirty-two (32) tapes contained within eight large binders will be made available upon request to other prospective bidders. The thirty-two (32) tapes with accompanying logs cover both Part A and Part B of CIP No. 650662. Prospective bidders who desire documents for both Part A and Part B will receive only one set of videotapes and logs. Additional copies of the tapes and logs will be the responsibility of the bidder.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked: WALHALLA RAVINE AREA SANITARY IMPROVEMENTS PROJECT, PART A, CAPITAL IMPROVEMENT PROJECT NO. 650662

PROJECT BIDDING - CURED-IN-PLACE PIPE

This project has been designed utilizing cured-in-place pipe (CIPP) rehabilitation methods and materials. The City of Columbus, Division of Sewerage and Drainage, has evaluated and approved the following cured-in-place rehabilitation methods/materials for use within the sanitary sewer system:

- (1) INSITUFORM®
- (2) IN LINER USA®
- (3) CIPP CORP®
- (4) NATIONAL LINER®

Bidding on this project is strictly limited to Contractors proposing utilization of any of the approved systems. Contractor's proposals for other non-approved systems will be considered non-responsive.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. The bond must express the amount of the bond in dollars and cents in order to be considered responsive. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

CONTRACT PREVAILING WAGE DETERMINATION

As a condition of Federal financial participation in the construction cost of this Contract, the prevailing rates of wages as determined by the Secretary of Labor as shown by the following wage schedule are a part of this Contract. The Contractor to whom the award is made and all its subcontractors shall pay not less than the prevailing rate of wages for the classes of work called for by this public improvement in the locality where the Work is to be performed. These rates were obtained from the Department of Labor and it is believed that they are in the latest rates in effect. The City assumes no responsibility in the event of an error in listing the rates. The Bidder and/or Contractor shall verify the correctness thereof. The prevailing wage rates applicable to this project as determined by the Secretary of Labor are included in the Specification. The Contractor shall submit to the City's Prevailing Wage Coordinator, Division of Construction Inspection, 1800 East 17th Avenue, Columbus, OH 43219, weekly certified payrolls of its labor forces and all subcontractor's labor forces for review of compliance to the prevailing wage rates. Payment of any partial or final payment estimate otherwise due to the Contractor will be withheld when the Prevailing Wage Coordinator finds the Contractor to be delinquent in the furnishing of payment information or to be out of compliance with the requirements for payment of prevailing wages.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SUBSURFACE DATA

No subsurface geotechnical investigations were performed for this project.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 270 calendar days after the effective date of the Notice to Proceed.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)

This procurement is subject to the EPA Policy of encouraging the participation of small businesses in rural areas (SBRAs). It is EPA Policy that recipients of EPA financial assistance awards utilize the services of small businesses in rural areas (SBRAs), to the maximum extent practicable. The objective is to assure that such small business entities are afforded the maximum practicable opportunity to participate as subcontractors, suppliers and otherwise in EPA-awarded financial assistance programs. This policy applies to all contracts and subcontracts for supplies, construction, and services under EPA grants or cooperative agreements. Small purchases are also subject to this policy.

VIOLATING FACILITIES

All prospective bidders shall be required to comply with all applicable standards, order, or requirements under Section 306 of the Clean Air Act, 42 USC 1857 (h). Section 508 of the Clean Water Act, 33 USC 1368, Executive Order 11738, and EPA regulations, 40 CFR Part 32, which prohibits the use under non-exempt Federal contracts, grants, or loans of facilities included on the EPA List of Violating Facilities.

John R. Doult, P.E., Director of Public Utilities

(07/06/02; 07/13/02)

**WALHALLA RAVINE AREA SANITARY IMPROVEMENTS PROJECT, PART B
CAPITAL IMPROVEMENT PROJECT NO. 650662**

Sealed proposals will be received by the Director of Public Utilities of the City of Columbus, Ohio at the office of the Director of Public Utilities, 910 Dublin Road, Room 4105, until 3:00 p.m. Local Time on July 24, 2002 and publicly opened and read at that hour and place for the following project: WALHALLA RAVINE AREA SANITARY IMPROVEMENTS PROJECT, PART B, CAPITAL IMPROVEMENT PROJECT NO. 650662

The City of Columbus's contact person for this project is Gary W. Gilbert, P.E. of the Sewerage and Drainage's Sewer System Engineering Section, (614) 645-7436.

The work for which proposals are invited consists of the following:

- A. Cured-in-Place Pipe (CIPP) rehabilitation of 34,995 LF of sanitary sewer consisting of 20,699 LF of 8-inch, 5,566 LF of 10-inch, 3,120 LF of 15-inch and 5,570 LF of 18-inch sanitary sewers.
- B. Rehabilitation of 201 manholes with total depth of 1,916 VLF.
- C. Storm sewer repairs, replacement and inlet replacement — five (5) locations.
- D. Other associated work including traffic control, bypass pumping, sanitary sewer cleaning and CCTV sewer inspection.

Copies of the Contract Documents and the plans (CC-12915) are on file at the Division of Sewerage and Drainage, Sewer System Engineering Section, Permit Office, Room No. 3044, 910 Dublin Road, Columbus, Ohio 43215-9053. The first set is available to prospective bidders at no cost with the second and subsequent sets available at a cost of \$25.00 per set on a no-refund basis. No partial units will be released.

Videotapes and logs of the internal sewer inspection are available at no cost for the first set to the approved Cured-in-Place Pipe (CIPP) bidders. Videotapes and logs consisting of thirty-two (32) tapes contained within eight large binders will be made available upon request to other prospective bidders. The thirty-two (32) tapes with accompanying logs cover both Part A and Part B of CIP No. 650662. Prospective bidders who desire documents for both Part A and Part B will receive only one set of videotapes and logs. Additional copies of the tapes and logs will be the responsibility of the bidder.

Proposals must be submitted on the proper forms contained in the Bid Submittal Documents. The Bid Submittal Documents containing the Proposal must be submitted IN THEIR ENTIRETY in a sealed envelope marked: WALHALLA RAVINE AREA SANITARY IMPROVEMENTS PROJECT, PART B, CAPITAL IMPROVEMENT PROJECT NO. 650662

PROJECT BIDDING - CURED-IN-PLACE PIPE

This project has been designed utilizing cured-in-place pipe (CIPP) rehabilitation methods and materials. The City of Columbus, Division of Sewerage and Drainage, has evaluated and approved the following cured-in-place rehabilitation methods/materials for use within the sanitary sewer system:

- (1) INSITUFORM®
- (2) IN LINER USA®
- (3) CIPP CORP®
- (4) NATIONAL LINER®

Bidding on this project is strictly limited to Contractors proposing utilization of any of the approved systems. Contractor's proposals for other non-approved systems will be considered non-responsive.

PROPOSAL GUARANTY

The bidder is required to submit a Proposal Guaranty, consisting of either a Proposal bond, in the form provided in the Bid Submittal Documents with a surety or sureties licensed to conduct business in the State of Ohio, or a certified check drawn on a solvent bank made payable to the Treasurer - City of Columbus, Ohio. The amount of the guaranty shall not be less than ten (10) percent of the bid including all alternates submitted which increase the bid. The bond must express the amount of the bond in dollars and cents in order to be considered responsive. All bonds signed by an agent must be accompanied by a certified copy of the authority to act.

CONTRACT PREVAILING WAGE DETERMINATION

As a condition of Federal financial participation in the construction cost of this Contract, the prevailing rates of wages as determined by the Secretary of Labor as shown by the following wage schedule are a part of this Contract. The Contractor to whom the award is made and all its subcontractors shall pay not less than the prevailing rate of wages for the classes of work called for by this public improvement in the locality where the Work is to be performed. These rates were obtained from the Department of Labor and it is believed that they are in the latest rates in effect. The City assumes no responsibility in the event of an error in listing the rates. The Bidder and/or Contractor shall verify the correctness thereof. The prevailing wage rates applicable to this project as determined by the Secretary of Labor are included in the Specification. The Contractor shall submit to the City's Prevailing Wage Coordinator, Division of Construction Inspection, 1800 East 17th Avenue, Columbus, OH 43219, weekly certified payrolls of its labor forces and all subcontractor's labor forces for review of compliance to the prevailing wage rates. Payment of any partial or final payment estimate otherwise due to the Contractor will be withheld when the Prevailing Wage Coordinator finds the Contractor to be delinquent in the furnishing of payment information or to be out of compliance with the requirements for payment of prevailing wages.

CONTRACT PERFORMANCE AND PAYMENT BOND

A contract performance and payment bond of 100 percent of the amount of the contract with a surety or sureties licensed to conduct business in the State of Ohio according to Section 103.05 of the City of Columbus Construction & Materials Specifications, latest edition, will be required to assure the faithful performance of the work.

CONSTRUCTION AND MATERIAL SPECIFICATIONS

Numbered paragraphs to which reference is made in these Bid Submittal Documents refer to the City of Columbus, Ohio Construction and Materials Specifications, latest edition and will become part of the terms and conditions of the contract to be awarded. Said specifications are hereby made a part of these Bid Submittal Documents. Bidders are required to examine Section 100, General Provisions, for the requirements necessary to submit a proposal. Copies of said Construction and Material Specifications may be examined and/or purchased at the office of the Director of Public Service, 90 W. Broad Street, 3rd Floor, Columbus, Ohio 43215 (614) 645-8290; at the offices of the Construction Inspection Division, 1800 E. 17th Avenue, Columbus, Ohio 43219 (614) 645-3182; and at the office of the Director of Public Utilities, 910 Dublin Road, 4th Floor, Columbus, Ohio 43215 (614) 645-6141.

CONTRACT COMPLIANCE REQUIREMENTS

Each responsive bidder shall submit, with its bid, a City of Columbus Contract Compliance Certification Number or a completed application for certification.

BID CANCELLATION AND REJECTIONS

The right is reserved by the Director of Public Utilities of the City of Columbus, Ohio to cancel the Advertisement for Bids, to reject any and/or all bids, to waive technicalities, to hold bids for a period of 180 days after the bid opening, and/or to advertise for new proposals, when it is in the best interest of the City.

SUBSURFACE DATA

No subsurface geotechnical investigations were performed for this project.

CONTRACT COMPLETION

The work under this contract shall be completed in a manner acceptable to the City within 300 calendar days after the effective date of the Notice to Proceed.

SPECIAL REQUIREMENTS

Particular attention is called to the statutory requirements of the State of Ohio relative to licensing of corporations organized under the laws of any other state.

SMALL BUSINESS IN RURAL AREA PROVISION (SBRA)

This procurement is subject to the EPA Policy of encouraging the participation of small businesses in rural areas (SBRAs). It is EPA Policy that recipients of EPA financial assistance awards utilize the services of small businesses in rural areas (SBRAs), to the maximum extent practicable. The objective is to assure that such small business entities are afforded the maximum practicable opportunity to participate as subcontractors, suppliers and otherwise in EPA-awarded financial assistance programs. This policy applies to all contracts and subcontracts for supplies, construction, and services under EPA grants or cooperative agreements. Small purchases are also subject to this policy.

VIOLATING FACILITIES

All prospective bidders shall be required to comply with all applicable standards, order, or requirements under Section 306 of the Clean Air Act, 42 USC 1857 (h), Section 508 of the Clean Water Act, 33 USC 1368, Executive Order 11738, and EPA regulations, 40 CFR Part 32, which prohibits the use under non-exempt Federal contracts, grants, or loans of facilities included on the EPA List of Violating Facilities.

John R. Doult, P.E., Director of Public Utilities

(07/06/02; 07/13/02)

**PROFESSIONAL SERVICES
REQUEST FOR PROPOSAL (RFP)
REQUEST FOR STATEMENT OF QUALIFICATIONS (RFSQ)**

**REQUEST FOR STATEMENTS OF QUALIFICATIONS
FOR PROFESSIONAL SERVICES FOR
DIVISION OF WATER VULNERABILITY ASSESSMENT
FOR THE CITY OF COLUMBUS**

The City of Columbus, Ohio is soliciting Statements of Qualifications (SOQ's) from experienced professional consulting/engineering firms to provide full-service assistance to the City for the development and submittal of a Vulnerability Assessment, and the incorporation of the results of the Vulnerability Assessment into the Emergency Response Plan as mandated by the Public Health Security and Bioterrorism Preparedness and Response Act (H.R. 3448).

The Vulnerability Assessment shall meet all requirements of the Bioterrorism Preparedness Act (H.R. 3448), including submittal to USEPA by March 31, 2003, incorporation into the Emergency Response Plan six months after completion, and any required training of Division of Water personnel. Potential professional service engineering firms shall submit: A statement of understanding that demonstrates knowledge of the project requirements; a brief description of the firm's most significant qualifications for this work including particular knowledge and experience with the Sandia National Laboratory Security Risk Assessment Methodology for Water Utilities; a brief summary of experience within the last ten years involving vulnerability assessments, emergency operation plans and security planning and design; a statement describing the firm's familiarity with the Ohio and Federal regulatory environment; brief resumes of the firm's proposed team including any sub-contractors that will be assigned to perform key portions of this project; the location of all key project personnel and descriptions of their specific knowledge of the Sandia Security Risk Assessment Methodology for Water Utilities. The project is identified as Division of Water Vulnerability Assessment.

Selection of professional services shall be in accordance with Section 329.11 of Columbus City Codes, 1959, utilizing the Department of Public Utilities Request for Qualifications (RFQ), prequalification process. This process is generally as follows:

1. RFQ prepared and advertised by the Department.
2. SOQ's submitted by offerors prior to the deadline.
3. "Shortlisting" by the Department Evaluation Committee based upon the evaluation criteria specified herein.
4. The Committee shall request complete technical proposals and cost estimates from each of the offerors selected for further consideration.
5. Proposals submitted by the "shortlisted" offerors.
6. Interviews of offerors by the Department Evaluation Committee.
7. The Committee shall rank all remaining offerors based upon the quality, and feasibility of their proposals and any revisions thereto.
8. The Department shall enter into contract negotiations with the offerors in order of rank.

Any agreement or contract entered into, will be in accordance with the provisions of Chapter 329 of Columbus City Codes, 1959, the standard agreements for professional services of the Division of Water, and all other applicable rules and regulations.

All offerors, and their proposed subcontractors, shall have valid City of Columbus Contract Compliance Numbers (CCCN). SOQ's shall include these numbers, or copies of completed, submitted applications for certification. Applications for certification may be obtained from the City of Columbus website (ci.columbus.oh.us), or from: City of Columbus / Equal Business Opportunity Commission Office / 109 North Front Street, 4th Floor / Columbus, Ohio 43215-9020

All questions shall be submitted in writing to Roger C. Huff, P.E., Technical Support Manager, Supply Group, Division of Water, 910 Dublin Road, Columbus, Ohio 43215, or by fax (614) 645-6165, or by e-mail (rchuff@cmhmetro.net)

The Columbus Division of Water generally consists of: Three surface water sources; four collector wells; one supplemental supply quarry; one raw water pumping station and pipeline; three water plants; a utilities complex with distribution control center; 25 pressure regulating valve sites; 23 booster stations; 37 finished water tanks; and approximately 3,500 miles of distribution piping. Pre-submittal tours of the plants and control center will be conducted as follows:

Dublin Road Water Plant - 940 Dublin Road: Tuesday July 16, 2002 @ 9:00 a.m.
Distribution Control Center - 910 Dublin Road: Tuesday July 16, 2002 @ 10:30 a.m.
Parsons Avenue Water Plant - 5600 Parsons Avenue: Tuesday July 16, 2002 @ 2:00 p.m.
Hap Cremean Water Plant - 4250 Morse Road: Wednesday July 17, 2002 @ 9:00 a.m.

These are the only dates and times potential submitters will be granted access to these sites.

Seven copies (7) of the SOQ's shall be submitted in a sealed envelope (or envelopes) to Jeffrey A. Hubbard, P.E., Administrator, Division of Water, 3rd floor, Utilities Complex, 910 Dublin Road, Columbus, Ohio 43215-1116. The envelopes shall be clearly marked on the exterior to denote both the names of the submitting firm and the particular professional services contract for which the qualifications are offered.

Final date for submission of SOQ's will be no later than 3:00 p.m. July 26, 2002. Any submittals received after that time will not be considered. Submissions will be evaluated by the evaluation committee based on the following criteria and rating values:

CRITERION	RATING VALUE
1. Specific qualifications of the primary staff who will manage, supervise and provide services, including past experience on similar projects; general current workload and availability of necessary personnel.	20
2. Specialized experience required for the work, along with the ability to manage, control and schedule subconsultants (if applicable).	20
3. Professional qualifications of the firm.	15
4. Past performance on similar projects.	20
5. Demonstrated abilities to meet schedules and budgets	15
6. Location of the staff that will perform this work (including sub-consultants, if applicable).	10
TOTAL	100

JOHN R. DOUTT, P.E., DIRECTOR, DEPARTMENT OF PUBLIC UTILITIES
(06/29/02; 07/06/02; 07/13/02)

**NOTICE OF REQUEST FOR PROPOSALS
PHARMACIST SERVICES FOR THE COLUMBUS HEALTH DEPARTMENT**

The Columbus Health Department has a need to contract for the provision of pharmacist services for patients of the Ben Franklin Tuberculosis Clinic for a two-year period, October 1, 2002 through September 30, 2004, interested vendors are invited to complete and submit the Request For Proposals (RFP) for "Pharmacist Services for the Columbus Health Department".

Pharmacist services are needed for three to four days per week for approximately twenty hours per week at the Columbus Health Department, 240 Parsons Ave., Columbus, Ohio 43215.

To receive an RFP for "Pharmacist Services for the Columbus Health Department", please contact Phil Mumm, Fiscal Office, Columbus Health Department at (614) 645-4584. Completed proposals must be received in Room 226, 240 Parsons Ave., Columbus, Ohio 43215 by 4:00 p.m., Monday, July 22, 2002.

EQUAL OPPORTUNITY: Providers interested in submitting a proposal are reminded that professional service contracts shall conform to the requirements of Columbus City Codes, Title 39, the City's Affirmative Action Code.

WITHHOLDING OF INCOME TAX: All bidders are advised that in order for a contract to bind the City, each contract must contain the provisions found in Section 361.34 C.C.C. with regard to income taxes due or payable to the City of Columbus for wages, salaries and commissions paid to the contractors employees as well as requiring those contractors to ensure that subcontractors withhold in a like manner.

DELINQUENT PERSONAL PROPERTY TAX: All bidders are charged with notice of Section 5719.042 of the Ohio Revised Code and agree that if this contract is awarded to them, the successful bidder, prior to the time the contract is entered into, will submit to the City Auditor the affidavit required by said section of the Ohio Revised Code. Said affidavit, when filed with the City Auditor, is thereby incorporated into and made a part of this contract and no payment shall be made with respect to this contract unless such statement has been so incorporated as a part thereof.

(07/13/02)

PUBLIC NOTICES

NOTICE

2001-2002 MONTHLY MEETING SCHEDULE FOR THE VEHICLE FOR HIRE BOARD

The Regular monthly meetings of the Columbus Vehicle for Hire Board will be scheduled for the last Thursday of every month at 10:00 a.m. The location of the meeting will be the License Section Conference Room at 240 Greenlawn Avenue, Columbus, Ohio 43223.

The Dates are as follows:

November 29, 2001
 December 27, 2001
 January 31, 2002
 February 28, 2002
 March 28, 2002
 April 25, 2002
 May 30, 2002
 June 27, 2002
 July 25, 2002
 August 29, 2002
 September 26, 2002
 October 31, 2002
 November 28, 2002
 December 26, 2002

The VFHB will use reasonable efforts to hold its meetings in conformity with this schedule, but the VFHB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings. To confirm meeting dates, please contact Lisa Davis, Recording Secretary, in the License Section Office at (614) 645-7471; or E-mail to imdavis@cmhmetro.net.
(11/01; 12/02)

NOTICE

2001-2002 MONTHLY MEETING SCHEDULE FOR THE COLUMBUS CHARITABLE SOLICITATION BOARD

The Regular monthly meetings of the Columbus Charitable Solicitations Board will be scheduled for the third Thursday of every month at 10:00 a.m., with the exception of February and March, which will be the second Thursday of the month at 10:00 a.m. The location of the meeting will be the License Section Conference Room at 240 Greenlawn Avenue, Columbus, Ohio 43223.

The Dates are as follows:

November 8, 2001 (Due to Holidays)
 December 6, 2001 (Due to Holidays)
 January 17, 2002
 February 14, 2002
 March 14, 2002
 April 18, 2002
 May 16, 2002
 June 20, 2002
 July 18, 2002
 August – NO MEETING
 September 19, 2002
 October 17, 2002
 November 7, 2002 (Due to Holidays)
 December 5, 2002 (Due to Holidays)

The CSB will use reasonable efforts to hold its meetings in conformity with this schedule, but the CSB reserves the right to change the date, time, or location of any meeting; or to hold additional meetings. To confirm meeting dates, please contact Lisa Davis, Recording Secretary, in the License Section Office at (614) 645-7471

Applications can be obtained by mail: Charitable Solicitations Board; c/o License Section, 240 Greenlawn Avenue; Columbus, Ohio 43223; or phone (614) 645-7471; or E-mail to imdavis@cmhmetro.net.
(11/01; 12/02)

OFFICIAL NOTICE

CIVIL SERVICE COMMISSION COMPETITIVE EXAMINATION ANNOUNCEMENTS APPLY DAILY MONDAY THROUGH FRIDAY 8:00 A.M. TO 4:30 P.M.

The Civil Service Commission continuously administers competitive examinations. Information regarding examinations, for which the Civil Service Commission is currently accepting applications, is posted at the Commission offices located at 50 West Gay Street, 6th Floor, Columbus, Ohio. **Please note that all visitors to the Beacon Building are required to produce a picture ID, authenticating their identity, in order to visit the applications area.** Interested applicants should regularly check this location for examination announcements. Also, please visit our website at www.csc.cmhmetro.net
(1/02; 12/02)

EXHIBIT A

NOTICE OF REGULAR MEETINGS COLUMBUS RECREATION AND PARKS COMMISSION

The Recreation and Parks Commission, appointed and organized under the Charter of the City of Columbus, Section 112-1 is empowered to equip, operate, direct and maintain all the existing recreational and park facilities. In addition, said Commission exercised certain powers and duties as specified in Sections 112-1 and 112-2 of the Columbus City Charter.

Please take notice that meetings of the Recreation and Parks Commission will be held at the Recreation and Parks Operations Complex conference room 420 W. Whittier Street at 8:30 a.m. on the following dates (unless otherwise posted):

Wednesday, January 9, 2002
 Wednesday, February 13, 2002
 Wednesday, March 13, 2002
 Wednesday, April 10, 2002
 Wednesday, May 8, 2002
 Wednesday, June 12, 2002
 Wednesday, July 10, 2002
 August Recess – No meeting
 Wednesday, September 11, 2002
 Wednesday, October 9, 2002
 Wednesday, November 13, 2002
 Wednesday, December 11, 2002

In the event no proper business exists the meeting may be cancelled without further notice. For further information you may contact the Recreation and Parks Department, 90 West Broad Street, Room 115, Columbus, Ohio 43215 (Telephone: [614] 645-3300).

Wayne A. Roberts, Director

(01/02; 12/02)

NOTICE MEETING SCHEDULE CITY OF COLUMBUS RECORDS COMMISSION

The regular meetings of the City of Columbus Records Commission for the calendar year 2002 are scheduled as follows:

Monday, February 4, 2002
 Monday, May 13, 2002
 Monday, September 30, 2002

The location of these meetings will be City Hall, 90 West Broad Street, 2nd Floor, Mayor's Conference Room. They will begin promptly at 10:00 a.m.

Every effort will be made to adhere to the above schedule, but the City of Columbus Records Commission reserves the right to change the date, time or location of any meeting; or to hold additional meetings. To confirm meeting date, time and location or to obtain agenda information, contact the Office of the City of Columbus Records Commission Coordinator at (614) 645-8539.

(11/2001; 11/2002)

PUBLIC HEARING BY COLUMBUS CITY COUNCIL

The following Rezoning/Variance Ordinances will be heard by City Council on Monday, July 15, 2002 at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

- | | |
|------------------------------|---|
| 1070-02
Z02-024 | To rezone 6055 CLEVELAND AVENUE (43205) , being 2.3± acres located on the west side of Cleveland Avenue, 50± feet south of Deewood Drive, From: CPD, Commercial Planned Development District, To: CPD, Commercial Planned Development District. |
| 1071-02
Z02-033 | To rezone 1839 WEST CASE ROAD (43235) , being 2.4± acres located on the south side of West Case Road, 1050± feet east of Moorgate Drive, From: R, Rural District, To: RR, Rural Residential District. |
| 1072-02
CV02-032 | To grant a Variance from the provisions of Sections 3332.035, R-3, Residential District; 3332.26, Minimum side yard permitted; 3332.28, Side or rear yard obstruction; 3342.17, Parking lot screening; and 3342.24, Surface for property located at 914 EAST 13th AVENUE (43211) , being 1.69± acres located at the north side of East Thirteenth Avenue, 35± feet east of Jefferson Avenue, to permit a private school and playground including ancillary after school uses in the R-3, Residential District and to repeal Ordinance #486-99. |
| 1073-02
CV-02-031 | To grant a Variance from the provisions of Sections 3345.04, Permitted Uses and 3345.07, Contents of application for establishment of PUD; for property located at 3700 SUNBURY ROAD (43219) , to permit a private elementary school in the PUD-8, Planned Unit Development District. |
| 1074-02
CV02-024 | To grant a Variance from the provision of Sections 3332.039, R-4, Residential District; 3342.08, Driveway; 3342.15, Maneuvering; and 3342.28, Minimum number of parking spaces required of the Columbus City Codes for property located at 1023 CHITTENDEN AVENUE (43211) , being 0.5± acres located at the southwest corner of Chittenden Avenue and St. Clair Avenue, to permit office uses in two contiguous single-family dwellings in the R-4, Residential District. |
| 1075-02
CV02-038 | To grant a Variance from the provisions of Section 3332.037, R-2F, Residential Two-family District use; Section 3342.28, Minimum number of parking spaces required; 3372.541, Minimum landscaped area and treatment; 3372.542, Maximum lot coverage and 3372.544, Maximum floor area for the property located at 2685 EAST AVENUE (43202) , to conform an existing four-family dwelling in the R-2F, Residential two-family District. |
| 1076-02
Z01-077 | To rezone 2330 WALCUTT ROAD (43228) , being 19.08± acres located on the east side of Walcutt Road, 400± feet north of International Street, From: M, Manufacturing District, To: R-2, Residential District. |
| 0888-02
Z01-069 | To rezone 5881 WEST BROAD STREET (43112) , being 78.0± acres located on the south side of West Broad Street, 250± feet west of Galloway Road, From: R, Rural District, To: L-C-4, Limited Commercial and R-2, Residential Districts.
<u>(TABLED 6/17/02)</u> |

(07/13/02)

PUBLIC HEARING
BY COLUMBUS CITY COUNCIL

The following Rezoning/Variance Ordinances will be heard by City Council on **Monday, July 22, 2002** at approximately 6:30 p.m. in Council Chambers, Second Floor, City Hall, 90 West Broad Street, Columbus, Ohio 43215.

- 1129-02** To rezone **3744 GENDER ROAD (43110)**, being 28.9± acres located on the east side of Gender Road, 320±
Z02-026 feet north of Abbie Trails Drive, From: R, Rural District, To: L-AR-12, Limited Apartment Residential District.
- 1130-02** To amend Ordinance #2656-97 (Z97-092), passed November 24, 1997, for property located at **2770 WEST**
Z97-092A **BROAD STREET (43204)**, by repealing Section 3 and adopting a revised Section 3 thereby allowing modified curb ramp improvements and to declare an emergency.
- 1131-02** To amend Ordinance #1568-99 (CV99-016), passed July 12, 1999, for property located at **679 WEST**
CV99-016A **SPRING STREET (43215)**, to permit an outdoor restaurant deck addition in the DD, Downtown District in the Scioto River floodway and to declare an emergency.
- 0886-02** To rezone **9203 SOUTH OLD STATE ROAD (43035)**, being 0.93± acres located on the east side of South
Z01-085 Old State Road, 300± feet south of Polaris Parkway, From: R, Rural District, To: L-C-4, Limited Commercial District.
(TABLED 6/24/02)
- 0887-02** To rezone **9263 SOUTH OLD STATE ROAD (43035)**, being 1.01± acres located on the east side of South
Z01-079 Old State Road, 700± feet south of Polaris Parkway, From: R, Rural District, To: L-C-4, Limited Commercial District.
(TABLED 6/24/02)

(07.13.02; 07.20.02)

MEETING NOTICE
HISTORIC RESOURCES COMMISSION

The regular meeting of the Historic Resources Commission will be held on Thursday, July 18, 2002, at 6:15 p.m. in the Community Training Center, 109 N. Front Street, ground floor. Copies of the agenda may be obtained by calling 645-7964. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-7964 or TDD 645-6407.
(07/06/02; 07/13/02)

MEETING NOTICE
ITALIAN VILLAGE COMMISSION

The regular meeting of the Italian Village Commission will be held on Tuesday, July 16, 2002, at 6:15 p.m. at 109 N. Front in the first floor Community Training Center. Copies of the agenda may be obtained by calling 645-7964. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Historic Preservation Office is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-7964 or TDD 645-6407.
(07/06/02; 07/13/02)

BID FOR SALE OF COMPOSTING AND MISCELLANEOUS EQUIPMENT.

In accordance with the Columbus City Code Section 326.26, sealed bids for the Sale of Composting and Miscellaneous Equipment will be received by the Purchasing Office at 50 West Gay Street, First Floor, Columbus, OH 43215, until JULY 18, 2002 11:00 pm Local Time and at that time will publicly be opened and read. Bids received after the time for opening of bids will be returned to the bidder unopened. The City will not be responsible for late mail or other means of delivery.

Envelopes must be plainly marked: DEPARTMENT OF PUBLIC UTILITIES

BID FOR SALE OF: Composting and Miscellaneous Equipment.

PROPOSAL NUMBER: 2849 CD

In accordance with the specifications on file in the Purchasing Office

For information regarding the bidding process, please contact Charlotte Derifield at the Purchasing Office at (614)-645-1492. For information regarding the specifications, please contact the Sewers and Drains Division at, (614)-645-9712.

Joel Taylor, Finance Director

(07/06/02; 07/13/02)

MEETING NOTICE
HISTORIC RESOURCES COMMISSION

The regular meeting of the Historic Resources Commission will be held on Thursday, July 18, 2002, at 6:15 p.m. in the Community Training Center, 109 N. Front Street, ground floor. Copies of the agenda may be obtained by calling 645-7964. A Sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Neighborhood Services Division is made aware of this need and given a reasonable notice of at least forty-eight (48) hours prior to the scheduled meeting time. To schedule an interpreter, please call 645-7964 or TDD 645-6407.
(07/06/02; 07/13/02)

AGENDA. COLUMBUS BUILDING COMMISSION
JULY 16, 2002. 1:00 P.M.
757 CAROLYN AVENUE, HEARING ROOM - LOWER LEVEL

1. APPROVAL OF JUNE 18 & 26, 2002 MEETING MINUTES
2. ITEMS FROM THE FLOOR (as approved by the Board)

A sign Language Interpreter, to "Sign" this meeting, will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours before the scheduled meeting time. To schedule an interpreter, please call 645-6079 or TDD 645-3293. Should you have any questions regarding this policy, please contact the City of Columbus, Human Resources Department, at 645-6373,
(07/06/02; 07/13/02)

NOTICE
RESOLUTION NO. 02-11
TO AMEND COLUMBUS CITY HEALTH CODE 209.

WHEREAS, the City of Columbus Board of Health has the authority under provision of Ohio Revised Code 3709.21 to make such orders and regulations as are necessary for its own government, for the public health, prevention or restriction of disease, and the prevention, abatement or suppression of nuisances; and

WHEREAS, it is necessary to modify and update the language for notification requirements of the Columbus City Health Code to be consistent and uniform with changes made in the Columbus City Code; and

WHEREAS, it is necessary to modify the language for penalties under section 203.99 in the Columbus City Health Code due to changes made to Columbus City Code Title 7 that impacted the penalty section of the Columbus City Health Code by reference; now, therefore,
BE IT RESOLVED BY THE CITY OF COLUMBUS BOARD OF HEALTH:

§209.99 PENALTIES.

(A) Whoever violates any provision of this Health Code or any order issued pursuant thereto is guilty of a misdemeanor of the third degree and shall be fined not more than five hundred dollars (\$500.00) or imprisoned for not more than sixty (60) days or both. Each day that any such person continues to violate any of the provisions of this Health Code or any order issued pursuant thereto shall constitute a separate and complete offense. Receipt of notice under Columbus City Health Code §209.03 shall not be a prerequisite for prosecution for any violation of this Health Code, providing a diligent effort was made under its provisions.

(B) Whoever violates any provision of any rule or regulation adopted by the Health Commissioner pursuant to authority granted by this Health Code, Ohio statute, the Ohio Administrative Code or Columbus City ordinance is guilty of a misdemeanor of the third degree and shall be fined not more than five hundred dollars (\$500.00) or imprisoned for not more than sixty (60) days or both. Each day that any such person continues to violate any rule or regulation adopted by the Health Commissioner pursuant to authority granted by this Health Code, Ohio statute, the Ohio Administrative Code or Columbus City ordinance shall constitute a separate and complete offense.

(C) Regardless of the penalty otherwise provided in this section, an organization convicted of a violation of the Columbus City Health Code, a misdemeanor of the third degree, shall be fined not more than three thousand dollars (\$3,000.00).

§209.995 RELATIONSHIP TO OTHER REGULATIONS.

This Code shall not be construed to prevent the enforcement of other ordinances or regulations that prescribe standards other than are provided in this Code. This Code establishes minimum standards relative to health, the prevention or restriction of disease, and the prevention abatement or suppression of nuisances and does not replace or modify requirements otherwise established by regulations that may be additional or more stringent. This Code shall not be construed or interpreted to impair or limit in any way the authority of the Health Commissioner or the Commissioners authorized representative to cause the removal or abatement of public nuisances or hazards that may threaten the health, safety or welfare of any person.

§209.03 CONTENTS OF NOTICE OF VIOLATION.

Whenever the Health Commissioner or his or her representative determines that there is a violation of any provision of the Health Code Ohio statutes, the Ohio Administrative Code, Columbus ordinances, or of any rule or regulation adopted pursuant thereto, the Health Commissioner shall give notice of such violation to the person or persons responsible therefore, as hereinafter provided. Such notice shall:

- (A) Be in writing;
- (B) Include a statement of the reasons why it is being issued;
- (B) Allow a reasonable time for the performance of any act it requires;
- (D) A notice of violation shall be served by any one (1) of the following methods;

1. Personal service, or
2. Certified mail or
3. Residence service, or
4. Publication, or
5. Regular mail service to an address that is reasonably believed to be:
 - (a) A place of residence of the owner, or
 - (b) A location at which the owner regularly receives mail, or

6. Posting the notice of violation on or in the property, except that if a structure is vacant, then the notice shall be posted on the structure and one (1) of the above methods of service shall also be used,

- (E) Be available to any person upon request upon payment of a reasonable fee to cover the cost of making a copy of the same.

Any notice served shall automatically become an order if a written petition for a hearing before the Board of Health is not filed in the Health Commissioner's office fifteen (15) days after such notice is served.

§209.035 EVIDENCE OF SERVICE.

Written or oral acknowledgment by the owner of receipt of a notice of violation shall be evidence that the owner received the notice of violation. An appeal of the notice of violation by the owner shall constitute evidence of written acknowledgment by the owner of service of notice of violation.

(07/06/02; 07/13/02)

PLACEMENT OF TRAFFIC CONTROL DEVICES AS RECOMMENDED BY THE TRANSPORTATION DIVISION

Whereas, an emergency exists in the usual daily operation of the Department of Public Service, Transportation Division, in that certain traffic control devices must be authorized immediately in order to preserve the public health, peace, property, and safety; now, therefore,

Under the power vested in me by Chapters 2105 and 2155 of the Traffic Code of Columbus, Ohio, I hereby determine that based on studies conducted by and recommendations made by the Transportation Division, that the following traffic regulations are necessary and I hereby authorize on the effective date of this order, or as soon thereafter as practical, the installation and/or removal of appropriate traffic control devices as follows:

SECTION 2105.08 STOP AND YIELD INTERSECTIONS**Stop signs shall be installed at intersections as follows:**

GAY ST shall stop for MIAMI AV
 JOHN H MCCONNELL BL shall stop for NATIONWIDE BL
 MARCONI BL shall stop for NATIONWIDE BL
 MOOBERRY ST shall stop for I - 70 EB OFF RAMP TO MILLER - KELTON AV

Stop signs shall be removed from intersections as follows:

NATIONWIDE BL shall no longer stop for MARCONI BL
 NATIONWIDE BL shall no longer stop for JOHN H MCCONELL BL

PARKING REGULATIONS

The parking regulations on the 578 foot long block face along the North side of BELLOWS AV from DAVIS AV extending to GREEN ST shall be

Range in feet	Code Section	Regulation
0 / 112		(STATUTORY RESTRICTIONS APPLY)
112 / 135	2105.03	HANDICAPPED PARKING ONLY
135 / 262		(STATUTORY RESTRICTIONS APPLY)
262 / 285	2105.03	HANDICAPPED PARKING ONLY
285 / 319		(STATUTORY RESTRICTIONS APPLY)
319 / 333		(NAMELESS ALLEY)
333 / 578		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 380 foot long block face along the South side of BLAKE AV from HIGH ST extending to EAST AV shall be

Range in feet	Code Section	Regulation
0 / 163	2105.17	NO STOPPING ANYTIME
163 / 174		(NAMELESS ALLEY)
174 / 380		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 560 foot long block face along the North side of CLIFTON AV from TAYLOR AV extending to PARKWOOD AV shall be

Range in feet	Code Section	Regulation
0 / 43	2105.17	NO STOPPING ANYTIME
43 / 147	2151.01	(STATUTORY RESTRICTIONS APPLY)
147 / 210	2105.03	HANDICAPPED PARKING ONLY
210 / 361	2151.01	(STATUTORY RESTRICTIONS APPLY)
361 / 376	2105.17	NO STOPPING ANYTIME
376 / 390		(NAMELESS ALLEY)
390 / 410	2105.17	NO STOPPING ANYTIME
410 / 434	2151.01	(STATUTORY RESTRICTIONS APPLY)
434 / 560	2105.17	NO STOPPING ANYTIME

The parking regulations on the 449 foot long block face along the North side of FIFTEENTH AV from LEXINGTON AV extending to HAMILTON AV shall be

Range in feet	Code Section	Regulation
0 / 154		(STATUTORY RESTRICTIONS APPLY)
154 / 177	2105.03	HANDICAPPED PARKING ONLY
177 / 449		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 2049 foot long block face along the North side of FODOR RD from SUGAR RUN DR extending to NEW ALBANY RD shall be

Range in feet	Code Section	Regulation
0 / 676		(STATUTORY RESTRICTIONS APPLY)
676 / 1445	2105.17	NO STOPPING ANYTIME
1445 / 2049		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 251 foot long block face along the South side of FODOR RD from ABOTTSUBRY CT extending to HEATHGATE DR shall be

Range in feet	Code Section	Regulation
0 / 51		(STATUTORY RESTRICTIONS APPLY)
51 / 251	2105.17	NO STOPPING ANYTIME

The parking regulations on the 283 foot long block face along the East side of HAMILTON AV from FIFTEENTH AV extending to SIXTEENTH AV shall be

Range in feet	Code Section	Regulation
0 / 146		(STATUTORY RESTRICTIONS APPLY)
146 / 158		(NAMELESS ALLEY)
158 / 235		(STATUTORY RESTRICTIONS APPLY)
235 / 253	2105.03	HANDICAPPED PARKING ONLY
253 / 283	2105.17	NO STOPPING ANYTIME

The parking regulations on the 670 foot long block face along the West side of HARRIS AV from BROAD ST extending to GRACE ST shall be

Range in feet	Code Section	Regulation
0 / 44	2105.17	NO STOPPING ANYTIME
44 / 213	2105.17	NO STOPPING 3PM / 4PM SCHOOL DAYS
213 / 273	2105.17	NO STOPPING ANYTIME
273 / 391		(STATUTORY RESTRICTIONS APPLY)
391 / 414	2105.03	HANDICAPPED PARKING ONLY
414 / 670		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 651 foot long block face along the South side of MARKISON AV from FOURTH ST extending to SIXTH ST shall be

Range in feet	Code Section	Regulation
0 / 33	2105.17	NO STOPPING ANYTIME
33 / 107	2105.17	NO PARKING 9AM / 4PM SCHOOL DAYS
107 / 128	2105.17	NO STOPPING ANYTIME
128 / 145		(NAMELESS ALLEY)
145 / 163	2105.17	NO STOPPING ANYTIME
163 / 429	2151.01	(STATUTORY RESTRICTIONS APPLY)
427 / 496	2105.03	HANDICAPPED PARKING ONLY
496 / 651	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 769 foot long block face along the North side of MITHOFF ST from JAEGER ST extending to BRUCK ST shall be

Range in feet	Code Section	Regulation
0 / 41	2105.17	NO STOPPING ANYTIME
41 / 64	2105.03	HANDICAPPED PARKING ONLY
64 / 769	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 335 foot long block face along the South side of MORRILL AV from THIRD ST extending to FOURTH ST shall be

Range in feet	Code Section	Regulation
0 / 30	2105.17	NO STOPPING ANYTIME
30 / 254	2151.01	(STATUTORY RESTRICTIONS APPLY)
254 / 335	2105.17	NO STOPPING ANYTIME

The parking regulations on the 296 foot long block face along the East side of OAKWOOD AV from KOSSUTH ST extending to COLUMBUS ST shall be

Range in feet	Code Section	Regulation
0 / 46	2151.01	(STATUTORY RESTRICTIONS APPLY)
46 / 69	2105.03	HANDICAPPED PARKING ONLY
69 / 296	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 996 foot long block face along the North side of REINHARD AV from HEYL AV extending to TWENTY / SECOND ST shall be

Range in feet	Code Section	Regulation
0 / 526	2151.01	(STATUTORY RESTRICTIONS APPLY)
526 / 538		(NAMELESS ALLEY)
538 / 761	2151.01	(STATUTORY RESTRICTIONS APPLY)
761 / 773		(NAMELESS ALLEY)
773 / 908	2151.01	(STATUTORY RESTRICTIONS APPLY)
908 / 937	2105.17	NO PARKING ANY TIME
937 / 996	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 868 foot long block face along the West side of TERRACE AV from OLIVE ST extending to BROAD ST shall be

Range in feet	Code Section	Regulation
0 / 684	2151.01	(STATUTORY RESTRICTIONS APPLY)
684 / 700	2105.17	NO STOPPING ANYTIME
700 / 716		(NAMELESS ALLEY)
716 / 868	2105.17	NO PARKING ANY TIME

The parking regulations on the 642 foot long block face along the West side of TERRACE AV from SULLIVANT AV extending to WICKLOW RD shall be

Range in feet	Code Section	Regulation
0 / 54	2105.17	NO STOPPING ANYTIME
54 / 128		(STATUTORY RESTRICTIONS APPLY)
128 / 146		(NAMELESS ALLEY)
146 / 483		(STATUTORY RESTRICTIONS APPLY)
483 / 507	2105.03	HANDICAPPED PARKING ONLY
507 / 539		(STATUTORY RESTRICTIONS APPLY)
539 / 562	2105.03	HANDICAPPED PARKING ONLY
562 / 642		(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 300 foot long block face along the West side of TWENTY / SECOND ST from STEWART AV extending to SIEBERT ST shall be

Range in feet	Code Section	Regulation
0 / 49	2151.01	(STATUTORY RESTRICTIONS APPLY)
49 / 72	2105.03	HANDICAPPED PARKING ONLY
72 / 226	2151.01	(STATUTORY RESTRICTIONS APPLY)
226 / 249	2105.03	HANDICAPPED PARKING ONLY
249 / 300	2151.01	(STATUTORY RESTRICTIONS APPLY)

The parking regulations on the 406 foot long block face along the North side of VANDERBURG AV from HARRIS AV extending to REGINA CT shall be

Range in feet	Code Section	Regulation
0 / 46	2105.17	NO STOPPING ANYTIME
46 / 87	2105.03	HANDICAPPED PARKING ONLY
87 / 406		(STATUATORY RESTRICTIONS APPLY)

The parking regulations on the 206 foot long block face along the East side of WASHINGTON AV from NOBLE ST extending to MAIN ST shall be

Range in feet	Code Section	Regulation
0 / 69	2105.17	NO STOPPING ANYTIME
69 / 155	2105.17	TWO HOUR PARKING 8AM / 6PM WEEKDAYS
155 / 206	2105.17	NO STOPPING ANYTIME

The parking regulations on the 210 foot long block face along the East side of WASHINGTON AV from MAIN ST extending to CHERRY ST shall be

Range in feet	Code Section	Regulation
0 / 44	2105.17	NO STOPPING ANYTIME
44 / 210		(STATUATORY RESTRICTIONS APPLY)

The parking regulations on the 3245 foot long block face along the East side of WHITETHORNE AV from SULLIVANT AV extending to BROAD ST shall be

Range in feet	Code Section	Regulation
0 / 177		(STATUATORY RESTRICTIONS APPLY)
177 / 192		(NAMELESS ALLEY)
192 / 558		(STATUATORY RESTRICTIONS APPLY)
558 / 580	2105.03	HANDICAPPED PARKING ONLY
580 / 645		(STATUATORY RESTRICTIONS APPLY)
645 / 668		(NAMELESS ALLEY)
668 / 792		(STATUATORY RESTRICTIONS APPLY)
792 / 806		(NAMELESS ALLEY)
806 / 888		(STATUATORY RESTRICTIONS APPLY)
888 / 911	2105.03	HANDICAPPED PARKING ONLY
911 / 1257		(STATUATORY RESTRICTIONS APPLY)
1257 / 1278	2105.03	HANDICAPPED PARKING ONLY
1278 / 1530		(STATUATORY RESTRICTIONS APPLY)
1530 / 1545		(NAMELESS ALLEY)
1545 / 1833		(STATUATORY RESTRICTIONS APPLY)
1833 / 1917	2105.17	NO STOPPING ANYTIME
1917 / 2209		(STATUATORY RESTRICTIONS APPLY)
2209 / 2232	2105.03	HANDICAPPED PARKING ONLY
2232 / 2270		(STATUATORY RESTRICTIONS APPLY)
2270 / 2284		(NAMELESS ALLEY)
2284 / 3018		(STATUATORY RESTRICTIONS APPLY)
3018 / 3032		(NAMELESS ALLEY)
3032 / 3245		(STATUATORY RESTRICTIONS APPLY)

The parking regulations on the 1343 foot long block face along the East side of WREXHAM AV from SULLIVANT AV extending to DOREN AV shall be

Range in feet	Code Section	Regulation
0 / 167		(STATUATORY RESTRICTIONS APPLY)
167 / 181		(NAMELESS ALLEY)
181 / 239		(STATUATORY RESTRICTIONS APPLY)
239 / 262	2105.03	HANDICAPPED PARKING ONLY
262 / 691		(STATUATORY RESTRICTIONS APPLY)
691 / 706		(NAMELESS ALLEY)
706 / 1188		(STATUATORY RESTRICTIONS APPLY)
1188 / 1203		(NAMELESS ALLEY)
1203 / 1343		(STATUATORY RESTRICTIONS APPLY)

Any existing traffic restrictions, prohibitions or traffic control devices which conflict with these orders shall be declared null and void and shall be removed.

BY ORDER OF: LINDA K. PAGE, DIRECTOR
(07/13/02)

**APPEALS AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS
JULY 23, 2002**

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on **TUESDAY, JULY 23, 2002 at 6:00 P.M.** in the First Floor Hearing Room of the Building Services Division Offices, 757 Carolyn Avenue.

The Board of Zoning Adjustment hears requests for Special Permits, Appeals and Variances to the requirements of the Columbus Zoning Code, Title 33, of the Columbus City Codes. The Board does not hear applications to amend the Official Zoning Map. Specific case information may be obtained by contacting the Building and Development Services Section, 757 Carolyn Avenue, 645-7314.

SPECIAL NOTE TO THE APPLICANT: It is important that you or your representative be present at the public hearing. It is the rule of the Board to dismiss an application when a representative is not present.

SIGN LANGUAGE INTERPRETER: An interpreter to "Sign" this meeting will be made available for anyone with a need for this service, provided the Building Services Division is made aware of this need and given a reasonable notice of at least four (4) hours prior to the scheduled meeting time. To schedule an interpreter, please contact the City of Columbus, Human Resources Department at 645-6373 or TDD 645-3293.

THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M.:

1. 02312-00007
3445 SOUTH HIGH STREET
Council of South Side Organizations
C-4, Commercial

To appeal a determination of the Director in the administration of the Zoning Code for:

1. 3378.04, Spacing requirements.

Code Enforcement Officer: Brad Jones

Code Enforcement Officer Phone: 645-1984

Appellant: Outlook Media, Inc., Attn: Harkley Thornton, 5401 S. Kirkman Rd., Ste # 680, Orlando, Florida 32819

Owner: Allen W. McHugh, 3445 S. High St., Columbus, Ohio 43207

Attorney/Agent: Jackson B. Reynolds III c/o Smith & Hale, 37 W. Broad St., Suite 725, Columbus, Ohio 43215

(07/13/02; 07/20/02)

**AGENDA
BOARD OF ZONING ADJUSTMENT
CITY OF COLUMBUS, OHIO
JULY 23, 2002**

The Columbus Board of Zoning Adjustment will hold a public hearing on the following applications on **TUESDAY, JULY 23, 2002 at 6:00 P.M.** in the First Floor Hearing Room of the Building Services Division, 757 Carolyn Avenue.

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THE FOLLOWING CASES WILL BE HEARD BEGINNING AT 6:00 P.M.:

PRELIMINARY MATTERS (RECONSIDERATION REQUESTS):

2. **ODS No.:** 02310-00022
Location: 4274 CLEVELAND AVENUE (43224), located on the east side of Cleveland Avenue, 1,060± feet south of Morse Road.
Area Comm./Civic: Northland Community Council
Existing Zoning: SR, Suburban Residential and R-1, Residential District
Request: Variance(s) to Section(s):
 1. 3332.38, Private garage
To increase the lot area devoted to private garage from 720 square feet to 1,440 square feet.**Proposal:** To construct a 1,200 square-foot garage in addition to an existing 240 square-foot one-car attached garage.
Applicant(s): Daryl & Michelle Oliver
4274 Cleveland Av.
Columbus, OH 43224
Property Owner(s): Applicants

3. **ODS No.:** 02310-00023
Location: 481 EAST SYCAMORE STREET (43206), located on the south side of East Sycamore Street, 160± feet west of Washington Avenue.
Area Comm./Civic: Council of Southside Organizations and Schumacher Place Civic Association
Existing Zoning: R-2F, Residential District
Request: Variance(s) to Section(s):
1. 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 20% (8 feet) of the width of the lot to not less than 5%, or 2 feet.
2. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 3 feet to 2 feet along the east side of the dwelling for the deck only.
Proposal: To construct a foyer entrance and family room addition to the east side of the dwelling and allow an existing deck that was built without a permit.
Applicant(s): Julie Van De Mark
481 E. Sycamore St.
Columbus, OH 43206
Property Owner(s): Applicant
4. **ODS No.:** 02310-00028
Location: 518 EAST BECK STREET (43206), located on the north side of East Beck Street, 420± feet west of Parsons Avenue.
Area Comm./Civic: Council of Southside Organizations and Schumacher Place Civic Association
Existing Zoning: R-2F, Residential District
Request: Variance(s) to Section(s):
1. 3332.05, Area District lot width requirements
To reduce the width of each of four proposed lots from 50 feet to not less than 39 feet.
2. 3332.14, R-2F Area District requirements
To reduce the lot area of each of four proposed lots from 6,000 square feet to not less than 2,789 square feet.
3. 3332.19, Fronting
To allow each of two proposed lots to be developed with a dwelling that will not front upon a public street (South Lane Street is an alley).
4. 3332.21, Building lines
To reduce the building line from 10 feet to 3 feet for each of two proposed lots along East Beck Street.
5. 3332.30, Vision clearance
To reduce the clear vision area from 12 feet to 3 feet at vehicular access points along East Beck Street.
6. 3332.33, Private access and parking requirements
To not provide for private access to off-street parking facilities for each of four proposed lots to allow shared driveways.
7. 3342.06, Aisle
To reduce the width of an aisle serving adjacent parking spaces from 20 feet to 16 feet for each of four proposed lots to allow shared driveways and maneuvering areas that straddle property lines.
8. 3342.08, Driveway
To reduce the width of a residential driveway from 10 feet to 7 feet for each of four proposed lots to allow shared driveways that straddle property lines.
Proposal: To create four lots from two parcels and develop each of the four lots with a single-family home and detached two-car garage.
Applicant(s): Gary D. and Cecelia F. Phillips c/o Donald T. Plank
Shuler, Plank & Brahm, 145 E. Rich St.
Columbus, OH 43215
Property Owner(s): Applicants

NEW CASES:

5. **ODS No.:** 02310-00030
Location: 317 JACKSON STREET (43206), located on the south side of Jackson Street, 100± feet east of South 6th Street.
Area Comm./Civic: German Village Commission
Existing Zoning: R-2F, Residential District
Request: Variance(s) to Section(s):
1. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 3 feet to 1.5 feet along the east and west sides of a detached garage.
Proposal: To construct a two-car detached garage.
Applicant(s): Brett Leukart
317 Jackson St.
Columbus, OH 43206
Property Owner(s): Applicant
6. **ODS No.:** 02310-00031
Location: 1689 WEST WIND LANE (43223), located on the west side of West Wind Lane, 100± feet south of Ripplebrook Road.
Area Comm./Civic: Greater Hilltop Area Commission
Existing Zoning: R-2, Residential District
Request: Variance(s) to Section(s):
1. 3332.21, Building lines
To reduce the platted building line from 25 feet to zero along West Wind Lane.

2. 3332.30, Vision clearance
To reduce clear vision at an abutting vehicular access point.
- Proposal:** To allow an existing above-ground swimming pool that was installed without zoning clearance or a building permit to remain in the required front yard.
- Applicant(s):** Glenn & Priscilla Curnutte
1689 West Wind Ln.
Columbus, OH 43223
- Property Owner(s):** Applicants
7. **ODS No.:** 02310-00032A
Location: 98-116 EAST 2ND AVENUE (LOT A) (43212), located at the northwest corner of East 2nd Avenue and Summit Street.
Area Comm./Civic: Italian Village Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
1. 3332.05, Area District lot width requirements
To reduce the width of a lot from 50 feet to 35.875 feet.
 2. 3332.15, R-4 Area District requirements
To reduce the lot area from 6,000 square feet to 3,685 square feet.
 3. 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 20% of the width of the lot (7.175 feet) to not less than 18%, or 6 feet 8 inches.
 4. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 5 feet to 3 feet 4 inches along both sides of the dwelling.
 5. 3342.06, Aisle
To reduce the width of an aisle serving an adjacent parking space from 20 feet to 10 feet.
- Proposal:** To construct a two-story two-family dwelling, a two-car detached garage and two surface parking spaces.
- Applicant(s):** Juliet Bullock, Behal Sampson Dietz
990 W. 3rd Av.
Columbus, OH 43212
- Property Owner(s):** Rob Blunk
2380 Farleigh Rd.
Columbus, OH 43221
8. **ODS No.:** 02310-00032B
Location: 98-116 EAST 2ND AVENUE (LOT B) (43212), located at the northwest corner of East 2nd Avenue and Summit Street.
Area Comm./Civic: Italian Village Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
1. 3332.05, Area District lot width requirements
To reduce the width of a lot from 50 feet to 36 feet.
 2. 3332.15, R-4 Area District requirements
To reduce the lot area from 6,000 square feet to 3,696 square feet.
 3. 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 20% of the width of the lot (7.2 feet) to not less than 18%, or 6 feet 8 inches.
 4. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 5 feet to 3 feet 4 inches along both sides of the dwelling.
 5. 3342.06, Aisle
To reduce the width of an aisle serving an adjacent parking space from 20 feet to 10 feet.
- Proposal:** To construct a two-story two-family dwelling, a two-car detached garage and two surface parking spaces.
- Applicant(s):** Juliet Bullock, Behal Sampson Dietz
990 W. 3rd Av.
Columbus, OH 43212
- Property Owner(s):** Rob Blunk
2380 Farleigh Rd.
Columbus, OH 43221
9. **ODS No.:** 02310-00032C
Location: 98-116 EAST 2ND AVENUE (LOT C) (43212), located at the northwest corner of East 2nd Avenue and Summit Street.
Area Comm./Civic: Italian Village Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
1. 3332.05, Area District lot width requirements
To reduce the width of a lot from 50 feet to 35.97 feet.
 2. 3332.15, R-4 Area District requirements
To reduce the lot area from 6,000 square feet to 3,702 square feet.
 3. 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 20% of the width of the lot (7.19± feet) to not less than 18%, or 6 feet 8 inches.
 4. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 5 feet to 3 feet 4 inches along both sides of the dwelling.
 5. 3342.28, Minimum number of parking spaces required
To reduce the number of off-street parking spaces required from 4 to 3.
 6. 3342.08, Driveway
To reduce the width of a driveway from 10 feet to 4.5 feet where it straddles the property line.

7. 3342.19, Parking space
To reduce the width of one parking space from 9 feet to 3 feet at the closest point where it straddles the property line.
- Proposal:** To construct a two-story two-family dwelling, a two-car detached garage and one surface parking space.
Applicant(s): Juliet Bullock, Behal Sampson Dietz
990 W. 3rd Av.
Columbus, OH 43212
- Property Owner(s):** Rob Blunk
2380 Farleigh Rd.
Columbus, OH 43221
10. **ODS No.:** 02310-00032D
Location: 98-116 EAST 2ND AVENUE (LOT D) (43212), located at the northwest corner of East 2nd Avenue and Summit Street.
Area Comm./Civic: Italian Village Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
1. 3332.15, R-4 Area District requirements
To reduce the lot area from 4,500 square feet to 4,218 square feet.
 2. 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 16 feet to not less than 13 feet.
 3. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 5 feet to 3 feet 4 inches along the north side of the dwelling.
 4. 3332.21, Building lines
To reduce the building line from 10 feet to 3 feet along Summit Street.
 5. 3332.30, Vision clearance
To reduce the clear vision triangle at an intersection.
 6. 3342.08, Driveway
To reduce the width of a driveway from 10 feet to 4.5 feet where it straddles the property line.
 7. 3342.19, Parking space
To reduce the width of a parking space from 9 feet to 4 feet at the closest point where it straddles the property line.
 8. 3342.28, Minimum number of parking spaces required
To reduce the number of off-street parking spaces required from 6 to 4.
- Proposal:** To construct a three-story three-family dwelling, a three-car detached garage and one surface parking space.
Applicant(s): Juliet Bullock, Behal Sampson Dietz
990 W. 3rd Av.
Columbus, OH 43212
- Property Owner(s):** Rob Blunk
2380 Farleigh Rd.
Columbus, OH 43221
11. **ODS No.:** 02310-00033
Location: 4567 NORTH GATE (43054), located at the northwest corner of North Gate and Chiswick Court
Area Comm./Civic: Rocky Fork-Blacklick Accord Implementation Panel
Existing Zoning: PUD-4, Planned Unit Development District
Request: Variance(s) to Section(s):
1. 3345.17, Private garages
To increase the height of a detached private garage from 15 feet to 37 feet.
 2. 3345.17, Private garages
To increase the lot area devoted to a private garage from 1,689 square feet to 1,966 square feet.
 3. 3345.17, Private garages
To increase the number of parking spaces provided in garages from 2 to 5.
 4. 3345.17, Private garages
To allow habitable space in a detached garage.
- Proposal:** To construct a 1,120 square foot combination detached two-car garage with a workshop and a half-bath, in addition to an existing 846 square foot, three-car detached garage.
Applicant(s): Tuckerman Development
64 E. Broad St.
Columbus, OH 43215
- Property Owner(s):** Gerald A. & Judy A. Lacko
4567 North Gate
New Albany, OH 43054
12. **ODS No.:** 02310-00034
Location: 98 EAST MAYNARD AVENUE (43202), located at the northeast corner of East Maynard and Findley Avenues.
Area Comm./Civic: University Area Commission
Existing Zoning: R-2F, Residential District
Request: Variance(s) to Section(s):
1. 3332.30, Vision clearance
To reduce the clear vision at a vehicular access point.
 2. 3342.18, Parking setback line
To reduce the parking setback line from 10 feet to zero along Findley Avenue.
- Proposal:** To construct a 22 ft. X 28 ft. concrete parking pad in the rear yard.
Applicant(s): Gerald L. & Shawn E. Fiegelist
98 E. Maynard Av.

Columbus, OH 43202

Property Owner(s): Applicants

THE FOLLOWING CASES WILL NOT BE HEARD BEFORE 7:00 P.M.:

- 13. ODS No.: 02310-00035**
Location: **4101 REFUGEE ROAD (43232)**, located on the south side of Refugee Rd., approximately 1/4 mile west of I-270.
Area Comm./Civic: Southeast Community Coalition
Existing Zoning: C-4, Commercial District
Request: Variance(s) to Section(s):
 1. 3342.28, Minimum number of parking spaces required.
 To reduce the required number of parking spaces from 185 to 0.
Proposal: To convert an existing commercial store with 424 existing parking spaces into a night club/live rodeo entertainment facility.
Applicant(s): Chris Vallette, c/o DSA Architects
 1277 Worthington Woods Blvd.
 Worthington, OH 43085
Property Owner(s): Ersco Ltd., LLC
 571 S. Third Street
 Columbus, OH 43215
- 14. ODS No.: 02310-00036**
Location: **5601 WARNER ROAD (43081)**, located on the south side of Warner Road, 1000± feet west of Harlem Road.
Area Comm./Civic: Rocky Fork-Blacklick Accord Implementation Panel
Existing Zoning: L-AR-12, Limited-Apartment Residential District
Request: Variance(s) to Section(s):
 1. 3370.10, Affect of the approved Development Plan
 To reduce the west perimeter building setback from 75 feet to 45 feet for a club house.
 2. 3370.10, Affect of the approved Development Plan
 To reduce the west perimeter building setback from 75 feet to 65 feet for condominium buildings.
 3. 3370.10, Affect of the approved Development Plan
 To reduce the west and north perimeter parking/maneuvering setback from 50 feet to 25 feet.
 4. 3370.10, Affect of the approved Development Plan
 To reduce the north perimeter building setback from 75 feet to 70 feet.
Proposal: To construct an 88-unit condominium complex.
Applicant(s): Triangle Real Estate Services, Inc. c/o Donald T. Plank, Esq.
 Shuler, Plank & Brahm, 145 E. Rich St.
 Columbus, OH 43215
Property Owner(s): Albany Commons Ltd. c/o Donald T. Plank, Esq.
 Shuler, Plank & Brahm, 145 E. Rich St.
 Columbus, OH 43215
- 15. ODS No.: 02310-00037A**
Location: **48 EAST RUSSELL STREET (LOT 1) (43215)**, located on the north side of East Russell Street, 100± feet west of Kerr Street.
Area Comm./Civic: Italian Village Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
 1. 3332.21, Building lines
 To reduce the building line from 10 feet to 5 feet along East Russell Street.
 2. 3332.25, Maximum side yards required
 To reduce the sum of the widths of each side yard from 20% of the width of the lot (10.15 feet) to not less than 11%, or 6 feet.
 3. 3332.26, Minimum side yard permitted
 To reduce the minimum side yard from 5 feet to 3 feet along both sides of the dwelling.
Proposal: To construct a two-story three-family dwelling.
Applicant(s): Richard J. Bruggeman c/o Donald T. Plank, Esq.
 Shuler, Plank & Brahm, 145 E. Rich St.
 Columbus, OH 43215
Property Owner(s): Applicant
- 16. ODS No.: 02310-00037B (OPTION 1)**
Location: **48 EAST RUSSELL STREET (LOT 2) (43215)**, located on the north side of East Russell Street, 100± feet west of Kerr Street.
Area Comm./Civic: Italian Village Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
 1. 3332.05, Area District lot width requirements
 To reduce the width of a lot from 50 feet to 25 feet 4-1/2 inches.
 2. 3332.15, R-4 Area District requirements
 To reduce the lot area from 6,000 square feet to 3,248 square feet.
 3. 3332.18, Basis of computing area
 To allow the depth of the lot to exceed three times the width for calculating area for density purposes.
 4. 3332.25, Maximum side yards required
 To reduce the sum of the widths of each side yard from 20% of the width of the lot (5.075 feet) to not less than 11%, or 3 feet.

5. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 3 feet to 0 feet along the party wall.
6. 3332.33, Private access and parking requirements
To not provide for private access to on-site parking facilities.

Proposal: To construct two, two-story attached two-family dwellings.
Applicant(s): Richard J. Bruggeman c/o Donald T. Plank, Esq.
 Shuler, Plank & Brahm, 145 E. Rich St.
 Columbus, OH 43215

Property Owner(s): Applicant

17. ODS No.: 02310-00037C (OPTION 1)

Location: **48 EAST RUSSELL STREET (LOT 3) (43215)**, located on the north side of East Russell Street, 100± feet west of Kerr Street.

Area Comm./Civic: Italian Village Commission

Existing Zoning: R-4, Residential District

Request: Variance(s) to Section(s):

1. 3332.05, Area District lot width requirements
To reduce the width of a lot from 50 feet to 25 feet 4-1/2 inches.
2. 3332.15, R-4 Area District requirements
To reduce the lot area from 6,000 square feet to 3,248 square feet.
3. 3332.18, Basis of computing area
To allow the depth of the lot to exceed three times the width for calculating area for density purposes.
4. 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 20% of the width of the lot (5.075 feet) to not less than 11%, or 3 feet.
5. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 3 feet to 0 feet along the party wall.
6. 3332.33, Private access and parking requirements
To not provide for private access to on-site parking facilities.

Proposal: To construct two, two-story attached two-family dwellings.
Applicant(s): Richard J. Bruggeman c/o Donald T. Plank, Esq.
 Shuler, Plank & Brahm, 145 E. Rich St.
 Columbus, OH 43215

Property Owner(s): Applicant

18. ODS No.: 02310-00037C (OPTION 2)

Location: **48 EAST RUSSELL STREET (LOTS 2 & 3) (43215)**, located on the north side of East Russell Street, 100± feet west of Kerr Street.

Area Comm./Civic: Italian Village Commission

Existing Zoning: R-4, Residential District

Request: Variance(s) to Section(s):

1. 3332.15, R-4 Area District requirements
To reduce the lot area from 10,000 square feet to 6,496 square feet.
2. 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 20% of the width of the lot (10.15 feet) to not less than 11%, or 6 feet.
3. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 5 feet to 3 feet along both sides of the dwelling.
4. 3332.33, Private access and parking requirements
To not provide for private access to on-site parking facilities.

Proposal: To construct a two-story four-family dwelling.
Applicant(s): Richard J. Bruggeman c/o Donald T. Plank, Esq.
 Shuler, Plank & Brahm, 145 E. Rich St.
 Columbus, OH 43215

Property Owner(s): Applicant

19. ODS No.: 02310-00037E

Location: **48 EAST RUSSELL STREET (LOT 4) (43215)**, located on the north side of East Russell Street, 100± feet west of Kerr Street.

Area Comm./Civic: Italian Village Commission

Existing Zoning: R-4, Residential District

Request: Variance(s) to Section(s):

1. 3332.15, R-4 Area District requirements
To reduce the lot area from 7,500 square feet to 5,868 square feet.
2. 3332.19, Fronting
To allow a dwelling to not front upon a public street (Brickel Street is an alley).
3. 3332.25, Maximum side yards required
To reduce the sum of the widths of each side yard from 16 feet to 6 feet.
4. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 5 feet to 3 feet along both sides of the proposed dwelling.
5. 3332.27, Rear yard
To reduce the rear yard from 25% of the total lot area to 21%.

Proposal: To construct a two-story three-family dwelling.
Applicant(s): Richard J. Bruggeman c/o Donald T. Plank, Esq.
 Shuler, Plank & Brahm, 145 E. Rich St.

- Columbus, OH 43215
Property Owner(s): Applicant
20. **ODS No.:** 02310-00038
Location: 801 HAMLET STREET (43215), located on the west side of Hamlet Street, 195± feet north of Warren Street.
Area Comm./Civic: Italian Village Commission
Existing Zoning: R-4, Residential District
Request: Variance(s) to Section(s):
1. 3332.26, Minimum side yard permitted
To reduce the minimum side yard from 3 feet to 1 foot along both sides of a detached garage.
Proposal: To construct a two-car detached garage.
Applicant(s): Michael Ruckel
801 Hamlet St.
Columbus, OH 43215
Property Owner(s): Applicant
21. **ODS No.:** 02310-00039
Location: 1127-1129 NORTH HIGH STREET (43201), located on the west side of High St., 40.82 feet north of W. 4th Ave.
Area Comm./Civic: Victorian Village
Existing Zoning: C-4, Commercial District
Request: Variance(s) to Section(s):
1. 3342.08, Driveway.
To reduce the required width of a driveway from 20 feet to 10 feet as access to a commercial parking lot from an alley.
2. 3342.15, Maneuvering.
To not provide for maneuvering area to access parking for 5 parking spaces of an adjoining parcel.
3. 3342.28, Minimum number of parking spaces required.
To reduce the required number of parking spaces from 105 to 26 (67 spaces).
4. 3342.29, Minimum number of loading spaces required.
To reduce the required number of loading spaces from 1 to 0.
5. 3309.14, Height districts.
To permit the overall height of a building to exceed 35 feet, to be 54 feet (19 feet).
6. 3342.19, Parking space.
To reduce the required width of four (4) parking spaces from 9 feet to 8.5 feet.
Proposal: To construct a four-story building with ground level commercial uses, and 20 dwelling units on the second, third, and fourth floors.
Applicant(s): Lakota Investment Co., Ltd., c/o Donald T. Plank, Esq.
145 East Rich Street
Columbus, OH 43215
Property Owner(s): Applicant
22. **ODS No.:** 02310-00040
Location: 307 EAST 1ST AVENUE (43201), located on Civitas Ave., between Auden Ave. and Cornelius St. (undeveloped streets), one block south of E. 1st Ave.
Area Comm./Civic: Italian Village
Existing Zoning: M, Manufacturing District
Request: Variance(s) to Section(s):
1. 3363.24, Building lines in an M-manufacturing district.
To reduce the required building setback from 5 feet to 0 feet.
2. 3342.28, Minimum number of parking spaces required.
To reduce the required number of parking spaces from 60 to 30.
Proposal: To construct two, mixed-use buildings with a reduced building setback of 5 feet and reduced parking requirement by 50% to 60 spaces through a Council Variance containing residential, commercial and parking uses with a reduced building setback along Civitas Ave., only to 0 feet and reduced parking to 30 spaces.
Applicant(s): Concorde Capital Corporation, c/o Donald T. Plank, Esq.
145 East Rich Street
Columbus, OH 43215
Property Owner(s): Waterford Limited Partnership, c/o Donald T. Plank, Esq.
145 East Rich Street
Columbus, OH 43215
23. **ODS No.:** 02310-00041
Location: 3899 ASTOR AVENUE (43227), located on the south side of Astor Avenue at the terminus of Dillon Drive.
Area Comm./Civic: None
Existing Zoning: R-2, Residential District
Request: Variance(s) to Section(s):
1. 3342.06, Aisle
To reduce the width of an aisle serving an adjacent parking space from 20 feet to 15.5 feet.
Proposal: To construct a sunroom addition to the rear of the dwelling on top of an existing concrete slab.
Applicant(s): Ohio Energy Contractors
40 W. 1st Av.
Columbus, OH 43201
Property Owner(s): Vicki Stout & Christopher McPheters
3899 Astor Av.
Columbus, OH 43227

- 24. ODS No.: 02311-00002**
Location: **8270 SANCUS BOULEVARD (43081)**, located at the southeast corner of Lazelle Rd. and Sancus Blvd.
Area Comm./Civic: Far North Columbus Community Coalition
Existing Zoning: CPD, Commerical Planned Development District
Request: Special Permit(s) to Section(s):
 1. 3389.03, Field, park or arcade.
 To allow up to 10 devices or attractions as an arcade use, ancillary to a primary use as a bar.
Proposal: To permit the establishment of up to 10 coin-/token-activated devices and/or attractions as an ancillary use to a bar.
Applicant(s): Executive Hair Design, Inc., dba Club Polaris, c/o Todd H. Neuman, Esq.
 10 W. Broad Street, Ste. 2400
 Columbus, OH 43215
Property Owner(s): Sancus/Lazelle Properties, LLC
 P. O. Box 165
 Dublin, OH 43017

HOLDOVER CASE:

- 25. ODS No.: 02310-00026**
Location: **705 MCNAUGHTEN ROAD (43213)**, located on the west side of McNaughten Road, 3,600± feet north of East Main Street.
Area Comm./Civic: None
Existing Zoning: R-2F, Residential District and SR, Suburban Residential District
Request: Variance(s) to Section(s):
 1. 3332.05, Area District lot width requirements
 To reduce the width of lots in the SR, Suburban Residential District located on a cul-de-sac or curved street from 50 feet to not less than 17 feet at the front only.
 2. 3332.05, Area District lot width requirements
 To reduce the width of lots in the R-2F, Residential District from 50 feet to 40 feet; and to reduce the width of lots located on a cul-de-sac or curved street from 40 feet to not less than 23 feet at the front only.
 3. 3332.10, SR Area District requirements
 To reduce the area of lots in the SR, Suburban Residential District from 7,200 square feet to not less than 5,557 square feet.
 4. 3332.14, R-2F Area District requirements
 To reduce the area of lots in the R-2F, Residential District from 6,000 square feet to not less than 5,200 square feet.
 5. 3332.18, Basis of computing area
 To allow more than three times the lot width to be counted toward area for density purposes.
 6. 3332.21, Building lines
 To reduce the building line from 25 feet to 20 feet for all lots in the subdivision.
 7. 3332.25, Maximum side yards required
 To reduce the maximum side yards required from 20% of the width of the lot to a minimum percentage that will maintain the required side yard of 5 feet.
 8. 3332.26, Minimum side yard permitted
 To reduce the minimum side yard from 5 feet to 0 feet along the party wall of attached dwelling units, and along alternating sides of each detached dwelling.
 9. 3342.18, Parking setback line
 To reduce the parking setback line for 9 lots adjacent to I-270 (Lots 48A - 52B) from 25 feet to 5 feet.
 10. 3332.33, Private access and parking requirements
 To not provide for private access to off-street parking facilities for several proposed lots in the subdivision.
Proposal: To construct a single-family subdivision consisting of attached and detached dwellings.
Applicant(s): Morrone-O'Keefe McNaughten Hills Development Co. LLC
 c/o Donald T. Plank, Esq., Shuler, Plank & Brahm, 145 E. Rich St.
 Columbus, OH 43215
Property Owner(s): Applicant
 (07/13/02; 07/20/02)

CHANGES IN YOUR 1959 COLUMBUS CITY CODE**ORD. NO. 1128-02**

To supplement the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3372, Planning Overlay, in order to create the "High Street: North of Morse Road Planning Overlay" for that portion of the High Street corridor from Morse Road/Rathbone Avenue to the city of Worthington corporate line; and to declare an emergency.

WHEREAS, that portion of High Street from Morse Road/Rathbone Avenue to the city of Worthington corporate line exhibits characteristics typical of older suburban corridors; and

WHEREAS, the standards and requirements of the current zoning code are not consistent with the development patterns that exists on that portion of High Street; and

WHEREAS, the creation of a zoning overlay with additional and specific standards and requirements will serve to enhance the corridor's character, facilitate streetscape continuity, and encourage pedestrian-friendly development; and

WHEREAS, these standards will address building and parking setbacks, accessibility, building design, landscaping and screening, lighting, parking, and graphics; and

WHEREAS, the provisions contained in the overlay will apply to all properties that front High Street from Morse Road/Rathbone Avenue to the city of Worthington corporate line; and

WHEREAS, this overlay was developed at the request of the Clintonville community and is the result of a public planning process involving property and business owners, residents, and other community stakeholders; and

WHEREAS, the standards have been reviewed by the community-at-large at a public open house and have been recommended by the Clintonville Area Commission and Clintonville Area Chamber of Commerce Board for adoption by City Council; and

WHEREAS, an emergency exists in the usual daily operations of the Department of Development and, therefore, it is necessary to enact these code changes immediately; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:

Section 1. That the Columbus City Codes, 1959, are hereby supplemented by the enactment of a new sub-chapter entitled "High Street: North of Morse Road Planning Overlay," consisting of sections 3372.700 to 3372.710, inclusive, to read as follows:

HIGH STREET: NORTH OF MORSE ROAD PLANNING OVERLAY

3372.700 Definitions.

Building frontage'. "Building frontage" means the side, or facade, of a building closest to and most nearly parallel to an abutting street.

Drive-Thru: "Drive-thru" means a building or portion thereof that, by design, permits customers to receive goods or services while remaining in a motor vehicle.

Setback: "Setback" means the distance between a lot line or right-of-way line and a building, structure, defined outdoor area serving as the primary activity, parking lot, or vehicular circulation area.

3372.701 Purpose.

The High Street: North of Morse Road Planning Overlay is established to apply additional and specific standards germane to the development pattern and community directions for this north Clintonville commercial corridor. Such standards are intended to achieve the following objectives:

- Establish, reinforce and enhance the character and pedestrian-oriented development patterns of this quasi-urban commercial corridor;
- Implement appropriate building and parking setback standards that accommodate redevelopment and establish continuity and consistency along the corridor; and
- Promote development that features landscaping, facade transparency, rear parking lots, user-friendly access, and appropriately scaled lighting and signage.

3372.702 Boundary.

The provisions herein apply to all properties that front along High Street from Morse Road/Rathbone Avenue to the city of Worthington corporation line.

3372.703 Applicability.

(A) Routine maintenance and in-kind replacement of materials are exempt from the provisions herein.

(B) The placement or replacement, construction or reconstruction, of a building is subject to all the provisions herein.

(C) The expansion of a building's gross floor area by more than fifty percent is subject to all the provisions herein.

(D) The extension or expansion of a building towards a public street is subject to all the provisions herein.

(E) The exterior alteration, enhancement, or reconfiguration of a building frontage, other than that listed above, is subject to all applicable provisions that the Director determines can reasonably be met.

(F) The construction or installation of a parking lot, graphic, exterior lighting, fence, or other accessory structure is subject to all the applicable provisions herein.

3372.704 Setback.

(A) The setback for a building or structure along High Street shall be twenty-five (25) feet, plus or minus two (2) feet; however, a maximum of one-third the overall width of such building or structure may be located up to five (5) feet in advance of and/or up to fifteen (15) feet beyond the twenty-five foot line.

(B) The setback for a building or structure along a side street that intersects High Street shall be a minimum often (10) feet and a maximum of twenty-five (25) feet.

(C) The setback for a building or structure from an interior lot line shall be a maximum of fifty (50) feet at the front building line.

(D) The setback for a parking lot shall be a minimum of twenty-five (25) feet along High Street; and a minimum of five (5) feet along any other public way.

(E) The setback for any vehicular circulation area, such as a drop-off drive, along High Street shall be a minimum often (10) feet.

(F) When the primary activity occurs predominantly outside of a structure; such as a car sales lot, miniature golf facility, or mulch sales; the setback for such activity shall be a minimum of twenty-five (25) feet along High Street; and a minimum often (10) feet along any other public way or along a lot line that borders (disregarding alleyways) a residentially-zoned or-used property. In lieu of the tree planting requirement of section C.C.3372.707(A), such setback area shall be landscaped and planted with at least one shade tree and three evergreen shrubs per thirty (30) lineal feet, or fraction thereof.

3372.705 Accessibility.

(A) A minimum five (5) foot wide public sidewalk shall be provided along a street (excluding alleys) and extending the breadth of the lot and connecting to the sidewalks on adjacent properties, with the interior edge of a sidewalk along High Street being located eight (8) feet from the curb.

(B) A pedestrian walkway shall be provided from the public sidewalk to the primary entrance.

(C) A primary building frontage shall incorporate a primary operable pedestrian entrance door that provides access to the users.

(D) A pedestrian walkway shall be provided from a parking lot to a building entrance.

(E) Additional curb cuts along High Street will not be permitted unless the Director of Public Service determines that a new curb cut is the only means available to provide vehicular access to the site and that the proposed curb cut location meets all City standards and requirements.

3372.706 Building design.

(A) A principal building shall be oriented to face and nearly parallel High Street.

(B) The width of a principal building(s), including any significant architectural appurtenances thereto, along the High Street frontage shall be a minimum of sixty percent (60%) of the lot width; except for a building serving a primary activity that occurs predominantly outside a structure.

(C) The height of a building shall be a minimum of sixteen (16) feet above grade.

(D) A building frontage that exceeds a width of fifty (50) feet shall incorporate articulation and offset of the wall plane to inhibit a large expanse of blank wall and add interest to the facade.

(E) For a High Street building frontage of a commercial use, a minimum of forty percent (40%) of the area between the height of two feet and ten feet above grade shall be in clear window glass that permits a full, unobstructed view of the interior to a depth of at least four feet. For the secondary building frontage, the pattern of window glass shall continue from the primary frontage a minimum distance often (10) feet.

(F) Any drive-thru pickup window or canopy shall be attached to the principal building and be located at the rear or side of the building.

(G) Any roof-mounted mechanical equipment shall be screened from public view to the height of the equipment. The design, colors and materials used in screening must be architecturally compatible with the rooftop and the aesthetic character of the building.

(H) Backlit awnings are not permitted.

3372.707 Landscaping and screening.

(A) The front yard shall be planted with live vegetation and a shade tree(s), except for paved areas expressly designed for vehicular and pedestrian use. The number of shade trees required is determined by the rate of one tree per fifty (50) lineal feet, or fraction thereof, of frontage.

(B) Screening shall be provided along a lot line that borders (disregarding alleyways) a residentially-zoned or -used property. A screen, such as a fence or evergreen plants, shall maintain a minimum seventy-five percent (75%) opacity and permanently obstruct the view to a height of six (6) feet.

(C) A parking lot or vehicular circulation area shall be screened from all abutting public streets with a decorative wall or fence (excluding chain link), or a continuous row of shrubs to a minimum height of three (3) foot high (29 at time of planting) and a maximum height of five (5) feet. Screening must be maintained to provide opacity of not less than seventy-five percent (75%). Mounding may be used in conjunction with landscaping provided the slope is no greater than a 4:1 ratio. In general, the standards for parking lot screening in section C.C.3342.17(c), applies.

(D) In addition to other landscaping requirements, shade trees shall be provided in and around a parking lot at a rate of one (1) tree for every ten (10) parking spaces, or fraction thereof. For parking lots of over forty (40) spaces, at least half the trees shall be located within the interior of the parking lot. A minimum soil area of one-hundred (100) square feet shall be provided for each tree.

(E) At the time of planting, a new shade tree shall have a minimum two-inch caliper trunk and new shrubs for screening shall have a minimum height of two (2) feet. All plants and landscaped areas shall be maintained in a neat and healthy condition. Replacement plants must be planted no later than the next planting season; and shall also meet the size requirements herein.

(F) Any dumpster or ground-mounted mechanical equipment shall be located at the rear of the building and screened from public view to the height of the dumpster/equipment.

3372.708 Lighting.

(A) Exterior lighting shall be designed, located, constructed, and maintained to minimize light and reflected light trespass and spill over off the subject property. Area lighting fixtures shall direct light downwardly, i.e. cut-off type fixtures. For pedestrian, architectural, or period type fixtures, low light levels shall be used and the height of the fixture shall not exceed fourteen (14) feet above grade.

(B) The average horizontal illumination level on the ground shall not exceed two (2) footcandles. The light level along a property line adjacent to a residentially-zoned or-used property shall not exceed an average intensity of one-half (1/2) footcandle.

(C) The height of any source of exterior area lighting shall not exceed eighteen (18) feet above grade.

(D) Exterior building illumination shall be from concealed sources. Strobe or flashing lights are not permitted. Lighting fixtures shall not generate excessive light levels, cause glare, or direct light beyond the facade onto neighboring property, streets, or the night sky. The maximum illumination of any vertical surface or angular roof surface shall not exceed four (4) footcandles.

(E) Security lighting shall be from full cut-off type fixtures, shielded and aimed so that illumination is directed to the designated areas with the lowest possible illumination level to effectively allow surveillance.

(F) Lighting fixtures used to illuminate the area below a freestanding canopy shall be recessed so that the lens cover is recessed or flush with the bottom surface (ceiling) of the canopy. However, indirect lighting may be used where a shielded source of light is beamed upward and then reflected down from the underside of the canopy.

3372.709 Parking.

(A) A parking lot or stacking space is not permitted between the principal building and a public street right-of-way line.

(B) A parking lot shall be located at the rear of the principal building; however, up to half the number of parking spaces provided may be located at the side of the building.

(C) The Director may reduce the required number of off-street parking spaces by up to fifty percent (50%) after giving due consideration to the following factors:

- (1) type of land use/development;
- (2) hours of operation;
- (3) pedestrian traffic and accessibility;
- (4) availability of transit service;
- (5) opportunities for shared parking;
- (6) availability of on street parking;
- (7) availability of other public parking;
- (8) elimination of arterial curb cuts; and
- (9) recommendation from the area commission.

(D) The Director may reduce the required number of loading spaces after giving due consideration to the following factors:

- (1) frequency and time of deliveries;
- (2) necessary size and nature of delivery vehicles;
- (3) impact on adjoining streets or alleys; and
- (4) neighborhood character.

3372.710 Graphics.

(A) In addition to all other code provisions, any new graphic or sign, other than a like-kind replacement for maintenance reasons, is subject to all the provisions of this section.

(B) The following types of signs are not permitted: projecting, roof-mounted, monopole, co-op, rotating, signs with flashing messages or bare bulbs, changeable copy signs, signs on backlit awnings, off-premise signs, billboards, and bench signs.

(C) A graphic or sign for a commercial use shall comply with provisions, in particular the Table of Elements, as they pertain to a Commercial Planned Development District (CPD); i.e. using a mass factor of two to determine the allowable graphic area.

(D) Ground Sign. Only one ground sign is permitted per development parcel; however it may include the names of all the major tenants of that parcel. Only a monument type ground sign is permitted. The sign base shall be integral to the overall sign design and compliment the design of the building and landscape. The setback for a ground sign shall be a minimum of fifteen (15) feet. The height of a ground sign shall not exceed six (6) feet above grade.

(E) Wall Sign. Multiple wall signs, including those for individual tenants, are permitted on the primary building frontage provided the aggregate graphic area does not exceed the allowable graphic area for its building frontage. Each tenant is permitted a wall sign of a size determined by the wall area corresponding to its individual frontage provided the aggregate graphic area of all individual tenant signs does not exceed the allowable graphic area for its corresponding building frontage. For a use fronting on more than one street, a wall sign with a maximum area of thirty (30) square feet is permitted on the secondary building frontage.

(F) The following signs are permitted in addition to the uses' primary sign:

- (1) drive-thru menu board(s) with a total graphic area not to exceed twenty (20) square feet;
- (2) temporary window signs with a total graphic area not to exceed ten (10) square feet provided they are not displayed for more than 20 consecutive days and no more than five times within a period of a year; and
- (3) signs associated with identifying the sale of gasoline with a graphic area not to exceed five (5) square feet.

(G) When indirectly lighting a ground sign, the light source shall be screened from motorist view.

Section 2. That for the reasons stated in the preamble hereto, which is hereby made part hereof, this ordinance is hereby declared to be an emergency measure and is effective upon approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.

Passed July 8, 2002, Matthew D. Habash, President of Council / Approved July 9, 2002 Michael B. Coleman, Mayor / Attest, Timothy McSweeney, City Clerk

**TABLE OF CHANGES IN YOUR 1959
COLUMBUS CITY CODE**

Code	Ordinance	2001	Page	Subject
To amend Chapter 111	0001-02	3	34	To amend chapter 111 of the Columbus City Codes, 1959, as it related to the Standing Committees of Columbus City Council; and to declare an emergency.
To amend Chapter 1107	2197-01	4	105	To amend Chapter 1107 of the Columbus City Codes, 1959, by adding a paragraph relating to credit balances on closed accounts of customers ¹ of the Division of Water
To amend various Codes	0018-02	4	106	To amend various sections of the Columbus City Codes, 1959, to change the name of the fund where fees collected from permits and plans examination monies are to be deposited from the Street Construction maintenance and Repair Fund or the General Fund to the Development Services Special Revenue Fund; to enact a new section in order to specify the nonrefundable nature of zoning related fees; and to declare an emergency.
To supplement Codes	1604-01	6	254	To supplement the Columbus City Codes, 1959, by amending sections in Title 3, Finance and Taxation Code, in order to codify changes to the process used for awarding professional services contracts exceeding \$50,000.
To amend Sections	0080-02	6	259	To amend Sections 2107.06, 2150.05 (C), 2150.06 (6) (D), and 2150.10 of the Columbus City Codes, 1959, relations to impounding lot fees and parking infraction fines.
To amend Codes	0448-02	14	715	To amend various sections of the City of Columbus Fire Prevention Code (Title 25) so that portions of fees collected from certain development related permits and plans examination, while remaining unchanged, are deposited into the Development Services Special Revenue Fund; and to declare an emergency.
To supplement Codes	0533-02	14	718	To supplement the Columbus City Codes, 1959, by amending C.C. 3303, of the Columbus Zoning Code, to redefine the definitional sections in Section 3303.01 regarding "Adult entertainment establishment", "Adult material" and "Adult store"; and to declare an emergency.
To repeal existing Chapter	0453-02	14	722	To repeal an existing Chapter of the Columbus City Codes, 1959, regarding loud noises and to enact a new Chapter that vests the Director of Public Safety with the legal authority to exercise actions to abate nuisance and loud noise and to clarify the acts that constitute unreasonable noise as a criminal offence.
To amend existing Chapter	0081-02	18	909	To amend various sections of Chapter 329 of the Columbus City Codes, 1959 by establishing distinct provisions for construction service procurement, including additional quality factors for City agency directors to consider when making a contract award, and renumbering various other sections as required.
To amend certain provisions	0628-02	19	973	To amend certain provisions of Title 31, Title 33, Title 41 and Title 45 of the Columbus City Codes, 1959, to expressly authorize the Director of the Department of Development to exercise enforcement powers over these codes; to create an appellate process for violations of historic architectural review codes that conform with constitutional due process requirements; and to standardize definitions of certain terms within these Codes to reflect the reorganization of the Department of Development; and to declare an emergency.
To supplement Chapter 3372	0681-02	19	979	To supplement Chapter 3372, Planning Overlay, of the Columbus City Codes, 1959, by amending section 3372.504, establishing new boundaries for the University Impact District; by enacting new sections within the sub-chapter Regulations for the University Impact District, amending provisions pertaining to the establishment and operation of the University Area Review Board; and by repealing the sub-chapter Regulations for University Area Review.
To amend Title 21	0787-02	23	1170	To amend Title 21 Traffic Code of the Columbus City Codes, 1959, by the enactment of new sections related to junk motor vehicles.
To amend Chapters 1105 and 1147	0781-02	24	1240	To amend Chapters 1105 and 1147 of the Columbus City Codes, 1959, by changing the method of assessing credits for water and sewer system capacity charges.
To establish	0856-02	24	1242	To establish the Hellbranch Run Watershed Protection Overlay pursuant to Columbus City Codes Chapter 3372
To enact new Chapter 373	0754-02	27	1370	To enact new Chapter 373 of the Columbus City Codes, 1959, to provide for an excise tax upon the short-term rental of passenger vehicles and to provide for administration and collection of the tax by the City Auditor.
To amend substantial portions of Chapter 540	0973-02	27	1373	To amend substantial portions of Chapter 540 of the Columbus City Code to correct constitutional defects that have rendered this ordinance unenforceable since 1978, to expand the scope of establishments regulated by this chapter to include bath establishments, and to classify violations of this chapter as first-degree misdemeanors.
To supplement the Columbus City Codes	1128-02	28	1432	To supplement the Columbus City Codes, 1959, by the enactment of new sections in Chapter 3372, Planning Overlay, in order to create the "High Street: North of Morse Road Planning Overlay" for that portion of the High Street corridor from Morse Road/Rathbone Avenue to the city of Worthington corporate line; and to declare an emergency.

